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1879

CONSTITUTION
RULES AND CANONS
—OF THE—
Incorporated Synod
—OF THE—
DIOCESE OF HURON,

AS WELL AS THOSE OF THE
PROVINCIAL SYNOD

—AND—
STATUTES OF PARLIAMENT AFFECTING ECCLESIASTICAL RIGHTS.



Prepared by a Committee appointed by the Synod for the purpose.

LONDON, ONT.:
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1879.

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CONSTITUTION

—OF THE—

Incorporated Synod of the Diocese of Huron.

[The Dates of the Adoption and Amendments of the Constitution, Rules and Canons will be found in a Schedule at the end of the Canons.]

1. The said Incorporated Synod shall consist of the Bishop of the said Diocese who shall be the head of the Synod, and any Suffragan or Coadjutor Bishop thereof, the Priests and Deacons of the same licensed by the Bishop or Suffragan, and of the Lay Delegates or Representatives elected or to be elected according to the Constitution of the said Synod, as the same existed at the time of the passing of the Act of Incorporation, or as it may from time to time be altered by the said Synod after the passing of the Act; and so far as the financial affairs of the Synod are concerned, the following shall also be members thereof, that is to say, the life members of the Church Society of the Diocese of Huron, and such other members of the said Society who prior to the passing of the Act appeared on the books of the said Society as having contributed in annual subscriptions to the said Society the aggregate of Fifty dollars: Provided always, that each and every of said life or other members of the Church Society seeking admission to any meeting of the Synod under the authority of this section shall, before being admitted thereto, deposit with the Secretary of the Synod a certificate from the Incumbent of the parish where such member for the time being resides, that he is eligible to be elected a lay member of the said Synod.

2. Clergymen who have been members of the Synod, but who have become superannuated, or invalided, with the Bishop's consent, shall retain all their privileges as members of the Synod.

3. The Lay Representatives shall be communicants of at least one year's standing; and shall be elected annually, during Easter week, by each duly organized congregation, from among their own number, at a meeting legally convened; and it shall be the duty of the wardens of each congregation to provide a book in which each member of the congregation, of the full age of twenty-one years, shall subscribe his name as being a member of the United Church of England and Ireland, and as belonging to no other religious denomination; and such, and no others, shall be entitled to vote at the election of Lay Representatives. Each Representative shall continue in office until his successor is appointed.

4. The Incumbent, or his assistant, shall preside at the election; and in their absence a Chairman, elected by a majority of those present.

5. The number of Representatives shall be as follows:—For every congregation, *one*; when the registered voters exceed fifty, *two*; and when they exceed one hundred and fifty, *three*; and at each meeting it shall be the duty of the Chairman to have the list read over, and the names of all those who have died, or who have become disqualified, shall be erased previous to the election.

6. It shall be the duty of the Secretaries to forward to each Clergyman, before Easter in each year, a copy of the Form of Certificate printed below for each Parish or Mission under his charge, and in case of a Parish or Mission being vacant, the Certificate shall be forwarded to the address of the Churchwarden.

FORM OF CERTIFICATE.

DIOCESE OF HURON.

Town (or Township) of Congregation of number of registered voters I hereby certify that at a meeting of this Congregation held on day of 18..... Mr. (or Messrs.) was (or were) duly elected a representative (or representatives) to the Synod for the current year.

.....
Chairman.

7. If a vacancy occur by the death, removal or resignation of any Representative, the Clergyman shall proceed to hold a new election within one month, due notice being given by him during Divine Service, on some Sunday preceding the meeting, provided that no such election shall take place between the time that the See becomes vacant and the election of a

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Bishop, saving and except when a vacancy occurs by death, removal or resignation during the above interval, or within one month previous to the vacancy of the See.

8. It shall be the duty of the Chairman, within six days after the election of Representatives, to send to the Secretaries of the Synod the Certificate above referred to, taking care, when more than one is elected, to give the number of Registered voters. A Committee of two shall be appointed by the Bishop to act, in conjunction with the Secretaries, in the examination, some day before the meeting of Synod, of the Certificates as to election of Lay Representatives, said Committee to report on the first day of session of Synod, immediately after the election of Secretaries.

9. That the Synod shall meet annually, on the third Tuesday in June, or oftener, at the option of the Bishop.

10. Each Clergyman within the Diocese shall send to the Bishop, through the Secretary-Treasurer, the name of any congregation hereafter established under his charge; describing its locality, in order that it may be recorded in the book in which a list of the congregations is kept.

11. When the Bishop is not present, he shall appoint his deputy to preside in his place. A quorum of the Synod shall consist of the Bishop, or his deputy, and not less than one-fourth of the whole number of both Clergy and Lay Representatives respectively, except in case of the Synod assembling for the election of its Bishop, when the quorum shall consist of at least one-half of the Clergy and Lay Representatives respectively.

12. A Clerical and Lay Secretary shall be chosen annually by the Synod from among the members thereof, who shall remain in office until the next annual meeting of the Synod. Their duty shall be to take minutes of the proceedings of the Synod, to preserve its journals and records, to attest the public acts of the body, and faithfully to deliver into the hands of their successors all books and papers relative to the concerns of the Synod, which may be in their possession; and in case of a vacancy in the See, to summon the Synod for the election of a Bishop.

13. A Secretary-Treasurer shall be appointed by vote of Synod, whose duty it shall be to attend to all the business of

the Synod when not in session, including the receipt and taking charge of all moneys belonging to the Synod under the direction of the Bishop, the Standing Committee and the officers of the Synod.

14. That the paid officers of the Synod shall be the Secretary-Treasurer and an assistant, if required, also the Auditors; and that the Secretary-Treasurer shall furnish security to the satisfaction of the Bishop and the Standing Committee.

15. There shall be annually elected by the Synod, immediately after the election of the Secretaries, two Auditors, whose duty shall be to examine all accounts of the *Secretary-Treasurer*, and to report on them to the Standing Committee.

16. There shall be a Standing Committee, presided over by the Bishop, ten of whom shall form a quorum, consisting of 30 Clergymen and 30 Laymen, who shall be elected annually by ballot out of the members of the Synod, by each order respectively. Immediately after the election of the Standing Committee the Bishop shall appoint a time during the session of Synod at which a meeting of the Committee shall be held for the purpose of organizing and appointing any necessary sub-committees that may be required to take action before the first regular quarterly meeting in September. It shall be the duty of the Standing Committee to manage all the funds which were held by the Church Society, and administer the same in accordance with the Canons of the Synod. It shall be the duty of the Standing Committee to prepare in due form all such matters as the Bishop may desire to have brought before the Synod, and all such other matters as may be forwarded to them through the Secretary, by any member of the Synod, previous to the first day of May in each year, and to have such portions printed as may appear to them expedient; and a circular containing a statement of such business to be submitted to the Synod shall be forwarded to each Clergyman and Representative two weeks before the meeting of the Synod, which business shall stand first in the order of the day.

17. That before the Synod shall enter upon any business at any of its meetings, the following prayers shall be said:—

PREVENT us, O Lord, in all our doings, with Thy most gracious favor, and further us with Thy continual help; that in all our works begun, continued and ended in Thee, we may

PART I.

glorify Thy holy name, and finally, by Thy mercy, obtain everlasting life, through Jesus Christ our Lord.—AMEN.

O GOD, from whom all holy desires, all good counsels, and all works of piety and charity do proceed, we humbly beseech Thee to prosper with Thy blessing the designs of this Synod, and to comfort with Thy grace those benefactors who contribute to its support. Visit with Thy favor our Sovereign QUEEN VICTORIA, and all in authority under her; and so rule their hearts that they may in all things seek Thy honor and glory. Bless the ministry of Thy servants, the Clergy; the endeavors of all who are engaged in spreading the knowledge of true religion in this Province, and the labors of those Missionaries who are promoting the same in foreign parts. Inspire continually the Universal Church with a spirit of truth, unity and concord; and because it cannot continue in safety without Thy succor, preserve it evermore by Thy help and goodness; and may Thy Holy Spirit direct all our consultations to the advancement of Thy glory and the good of Thy Church, through Jesus Christ our Lord.—AMEN.

OUR FATHER, which art in Heaven, Hallowed be Thy name. Thy kingdom come. Thy will be done on earth as it is in heaven. Give us this day our daily bread, and forgive us our trespasses, as we forgive them that trespass against us. And lead us not into temptation; but deliver us from evil; for Thine is the kingdom, the power and the glory, forever and ever.—AMEN.

AND WHEN BUSINESS IS ENDED.

ALMIGHTY GOD, Father of all mercies, we, Thine unworthy servants, do give Thee most humble and hearty thanks for all Thy goodness and loving kindness to us and to all men; more particularly for the providential support by which this Synod has been enabled to extend the knowledge of Thy sacred Truth. But, above all, for Thy inestimable love in the redemption of the world by Thy blessed Son; for the means of grace and the hope of glory which Thou hast given us in the same our Lord and Saviour Jesus Christ; to whom with Thee and the Holy Ghost, be all honor and glory, world without end.—AMEN.

THE grace of our Lord Jesus Christ, and the love of God, and the fellowship of the Holy Ghost, be with us all evermore. AMEN.

18. That if any vacancy occur by death, removal or resignation of any officer, notice of such vacancy shall be given to

the Standing Committee, and the Bishop shall appoint a successor until the next meeting of the Synod.

19. That the Standing Committee shall meet in London on the first Wednesday in the months of March, September and December, and in the month of June, on some day during the week in which the Synod meets; provided, however, that the Bishop shall have the power of changing the time of meeting in any of the said months, if he should see good cause. A public Missionary meeting shall take place on some evening during the week in June in which the Synod meets. The Standing Committee, in case of the incapacity of the Bishop, shall have power to call a special meeting of the Synod at any time.

20. That in order more fully to promote the objects of the Synod, annual subscriptions and donations shall be collected from each congregation in such manner as shall be deemed most effective, and every endeavor made to augment the resources of the Synod. All moneys raised shall be transmitted to the Secretary-Treasurer.

That six collections be made annually, the proceeds of two of which shall be devoted to the Widows' and Orphans' Fund, and that of the other four to Missionary purposes, and at such other times and for such purposes as the Bishop may direct. The collections to be forwarded to the Sec.-Treas. of the Synod. It shall be the duty of every Clergyman to give notice of these collections, and to call the attention of his congregations to the importance of the objects, and their claims for liberal support.*

21. That all money shall be paid by cheques, signed by the Bishop (and in his absence, or during the vacancy of the See, by the person administering the Diocese) and countersigned by the Secretary-Treasurer.

22. No act or resolution shall become law without the concurrence of the Bishop, and a majority of the Clergy and Laity present; provided that, ordinarily, the votes of the whole Synod shall be taken collectively, but that at the desire of the Bishop, or at the request of five Clergymen, or of five Laymen, the votes of each of the above-named orders shall be taken separately.

NOTE.—*Motion adopted by the Church Society June, 1870:—*

Resolved, That the Bishop be requested to urge on the Clergy and Laity of the Diocese the propriety of arrangements being made for sending to the Society the whole amount collected from each congregation on the Sundays appointed for the special collections for the Widows' and Orphans' and for the Mission Fund.

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23. In case of a vacancy in the See, it shall be the duty of the Secretaries of the Synod, within ten days from their knowledge of such vacancy, to give notice thereof to every Clergyman and Lay Representative; and at the same time to summon a meeting of such Clergymen and Lay Representatives, to be held at London, within six weeks, for the election of a Bishop, and to give at least one month's notice thereof. At such meeting for the election of a Bishop, the Senior Dignitary present shall take the chair, and shall vote whether there be an equality of votes or not. The Clergy and Lay Representatives present shall vote separately by ballot, and a majority of the votes of each order present shall determine the choice, provided always, that it shall be competent for such meeting to postpone the election to such further period as to them shall seem expedient.

24. Every proposition for an alteration in the Constitution or Canons of the Synod must be sent to the Standing Committee, to be forwarded to the members of the Synod; and no alteration shall take place unless agreed to by majorities of two-thirds of the Clergy and Laity respectively.

25. Each Clergyman shall make an annual statistical report to the Bishop, according to the form to be supplied by the Secretary, under the Bishop's direction; which report shall be forwarded to the Bishop within one month after Easter.

26. The following objects for which the Church Society was Incorporated, shall be included amongst the objects for which the Synod is Incorporated:—

FIRST.—For the encouragement and support of Missionaries and Clergymen of the United Church of England and Ireland within the Diocese of Huron, and for creating a fund towards the augmentation of the stipends of poor Clergymen, and towards making a provision for those who may be incapacitated by age or infirmity, and for the Widows and Orphans of the Clergy of the said Church in the said Diocese.

SECONDLY.—For the encouragement of education, and for the support of Day Schools and Sunday Schools in the said Diocese, in conformity with the principles of the said Church.

THIRDLY.—For granting assistance, where it may be necessary, to those who may be preparing for the Ministry of the Gospel in the said Church, within the said Diocese.

FOURTHLY.—For circulating in the said Diocese the Holy Scriptures, the Book of Common Prayer of the said Church, and such other Books and Tracts as shall be approved by the Standing Committee.

FIFTHLY.—For obtaining and granting aid towards the erection, endowment and maintenance of Churches according to the establishment of the said Church in the said Diocese; the erection and maintenance of Parsonage Houses; the setting apart of Burial Grounds and Church Yards; the endowment and support of Parsonages and Rectories, according to the same establishment, and the management of all matters relating to such endowments.

ORDER OF PROCEEDINGS.

1. Each meeting of the Synod shall be preceded by public morning prayer; and on the first day the Holy Communion shall be administered.

2. The business of every day shall be commenced by special prayer for the Divine guidance and blessing, according to a form authorized by the Bishop.

3. After prayer, the Clerical Secretary shall call over the roll of the Clergy, as furnished by the Bishop, and mark the names of those in attendance; and the Lay Secretary shall then call over the names of the Representatives, and those present shall answer to their names.

4. The Secretaries and Auditors shall then be elected by the Synod, and they shall continue in office until their successors are appointed.

5. The Order of Business on each day shall be as follows:—

- (1) Calling the Rolls.
- (2) Reading, correcting and approving the minutes of the previous meeting.
- (3) Appointing Committees.
- (4) Presenting, reading and referring memorials and petitions.
- (5) Presenting reports of Committees.
- (6) Giving notice of motions.

(7) Taking up unfinished business.

(8) Consideration of motions.

6. An address from the Bishop shall be in order at any time.

7. The Synod shall meet each day immediately after Divine service, and adjourn at one o'clock p. m., meet again at three o'clock p. m., and adjourn at six o'clock p. m.; meet again at half-past seven o'clock p. m., and adjourn at ten o'clock p. m., unless otherwise ordered by the Bishop; and every member attending the Synod shall be in his place, and remain during each session of the Synod, and shall not leave until the final adjournment, except by permission of the Bishop or Chairman.

RULES FOR THE PRESERVATION OF ORDER.

1. When the Bishop or other person presiding has taken the chair, no member shall continue standing

2. When any member is about to speak for the information of the Synod, he shall rise and address the chair.

3. No motion or amendment shall be considered as before the Synod (excepting such as may be proposed by the Bishop or Committees), unless seconded and reduced to writing; and no motion except in course, shall be considered till the succeeding day of meeting.

4. (A) No member shall be allowed to speak more than once on the same subject, except by permission of the chair, save the mover of a resolution or amendment. (B) If two or more gentlemen rise to speak on a motion, the second gentleman rising, or so ruled by the Chair, shall be the next speaker on the floor of the Synod. (C) The mover of a resolution or amendment shall have the privilege of speaking a second time, after every member of the Synod who desires to speak has spoken on such motion or amendment. This shall close the debate. *Each speaker addressing the Synod shall be restricted to twenty minutes. (This last clause was passed by the Synod June, 1871.)*

5. When a question is under consideration, no other motion shall be received, unless to adjourn, to lay it on the table,

to postpone it to a certain time, to postpone it indefinitely, to commit it, to amend it, or to divide on it; and motions for any of these purposes shall have precedence in the order here named.

6. Motions to adjourn, or to lay on the table, shall be decided without debate.

7. When a motion has been read to the Synod by the Secretary, it cannot be withdrawn by the mover without the consent of the Chair.

8. Each member shall have the right to require, at any period of the debate, that a question in discussion be read for his information.

9. A member called to order, while speaking, shall sit down, unless permitted to explain.

10. All questions of order shall be decided by the Chair.

11. When a proposed amendment is under consideration, a motion to amend the same may be made; but no further amendment to such second amendment shall be in order, until such second amendment shall have been disposed of.

12. All amendments to any question or amendment shall be decided on before the question or motion on which they arise is proposed for decision.

13. Whilst any question is being put from the Chair, the members shall continue in their seats, and shall not hold any private discourse; and when a motion is so put, no member shall retire until such motion is disposed of.

14. In voting, those who vote in the affirmative shall first rise, and then those who vote in the negative; and if required, the Yeas and Nays shall be recorded.

15. A question once determined shall not again be drawn into discussion in the same session, without the special sanction of the Chair.

16. When the Synod is about to adjourn, every member shall keep his seat until the Bishop, or other person presiding has left the Chair.

RULE OF SYNOD.

That it be a standing rule of this Synod that a corrected copy of the proceedings of the Synod, printed under the direction of the Honorary Secretaries, be accepted as the official record of these proceedings, subject to their approval at the succeeding meeting of the Synod; and that such copy, being approved, shall be signed by the Bishop or Chairman, and preserved as the authenticated minutes of the Synod, in place of a written copy as heretofore made. *Adopted June, 1876.*

RULES REGARDING COMMITTEES.

1. All Committees shall be appointed by the Chair, unless named by the Synod, and the names shall be publicly announced while the Synod is in session. At the time of appointment it shall be stated whose duty it is to convene the Committee, and in the event of this being overlooked, it shall be the duty of the first-named member to convene.

2. The Reports of Committees shall be in writing, signed by their Chairman, and shall be received in course, unless a motion be made for their recommittal.

3. The Chairman of the Committee, or some member deputed by him, shall explain to the Synod the bearing of any portion of the report, if requested by any member of the Synod.

4. All Reports of Committees, recommending any action or expression of opinion, shall be accompanied by a resolution for the action of the Synod thereon.

RULES OF THE STANDING COMMITTEE.

Adopted June, 1878.

1. That all applications for aid from the Synod must be with the Secretary-Treasurer at least three days before the meeting of Standing Committee, otherwise they cannot be entertained until the following meeting.

2. That grants made from the General Purposes Fund, and not claimed by the expiration of two years from the time that they are promised, be cancelled.

3. That it shall be the rule of the Standing Committee that whenever an application for a grant from any of the funds of the Synod in behalf of any Parish or Mission is under consideration, the parties in connection with such Parish or Mission making such application, if present, shall be respectfully requested to withdraw while such application is discussed.

CANONS.

I. -On the Election of a Bishop.

The Bishop of the Diocese shall be elected in the manner laid down in the Constitution of the Synod.

II. On Certificate of Election.

The Bishop elect shall receive from the Chairman and Secretaries of Synod a certificate of his election by the Clergy and Lay Representatives, in accordance with the rule of the Diocese.

Such Bishop elect shall resign all the preferment which he holds in the Church previous to his consecration; except in the case of a Coadjutor, who shall resign all such preferment previous to his taking full charge of the Diocese.

III. On the Election of a Coadjutor Bishop.

When the Bishop of the Diocese shall feel himself unable to perform his duties, by reason of age or other permanent cause of infirmity, or be incapacitated by mental infirmity from discharging his Episcopal duties, a Coadjutor Bishop may be elected by and for the Diocese in the manner provided in Canon I. The Coadjutor Bishop shall in all cases succeed the Bishop in case of surviving him. The Coadjutor Bishop shall perform such Episcopal duties and exercise such Episcopal authority in the Diocese as the Bishop shall assign him; and in case of the Bishop's inability to assign such duties, the Coadjutor Bishop shall, during such inability, perform all the duties and exercise all the authority which appertain to the office of Bishop. If any difference shall arise between the Bishop and his Coadjutor respectively regarding the same, the matter shall be decided by the House of Bishops of the Province.

IV. On the Appointment of Dignitaries and other Officers, and their Duties.

There shall be in the Diocese the following Dignitaries and other officers, viz.:—

One Dean of the Cathedral, together with Canons to constitute the Chapter; one or more Archdeacons; and such number of Rural Deans as may be required; one Chancellor; one Registrar, and, when necessary, one Commissary.

2. The appointment of these dignitaries and officers shall be vested in the Bishop, and the offices of Rural Dean, Chancellor, Registrar and Commissary, shall be held during his pleasure: but

3. In case of the resignation or removal, by reason of age or infirmity of any dignitary, he shall be entitled to retain his rank.

4. The duties of the several dignitaries and officers shall be assigned by the Bishop, and printed for their instruction in the appendix of the Minutes of Synod.

5. The Chancellor shall be a communicant of the Church of the degree of Barrister-at-Law, of at least ten years' standing; he shall advise, assist and act with the Bishop, or in his absence, with his Commissary, in all matters of discipline or cases of difficulty or doubt when requested by the Bishop or his Commissary; and before entering upon his duties he shall swear that he will to the utmost of his understanding deal uprightly and justly in his office, without respect of favor or reward.

V.—On Candidates for Orders.

1. Candidates for the Holy Orders of Deacon or Priest shall be required to take a Degree in Arts in some University, and attend the Theological course in some College in connection with the Church, or, with the approval of the Bishop, have attended the theological course in some Church College; but these requisites may be dispensed with when the Bishop considers the Candidate possesses special qualifications.

2. No person shall be admitted into the Holy Order of Deacon until he shall have been examined by one or more Presbyters appointed for that purpose by the Bishop. At his examination he shall satisfy the examiners that he is sufficiently acquainted with the Hebrew, Greek and Latin languages; that he is fairly conversant with the Old and New Testament Scriptures, with the Greek Text of the Gospels and the Acts, with Christian Evidences, with the History of the Canon of Holy Scripture, and of the Church (especially that of the Church of England), and with the Articles, Creeds and Formularies of the Church both in their history and interpretation, and that he can compose a sermon on any given text of Holy Scripture.

3. Before a candidate's admission to examination, the Bishop must be satisfied of his good life and conversation, by letters testimonial, in the usual form, and by an attestation that the form usually called "*Si Quis*" has been publicly read in the congregation of which he is a member; and no one, unless in special cases with the consent of the Bishop, shall be admitted to Deacon's orders who is over forty years of age.

4. No one shall be promoted to the Order of Priest until he shall have passed an examination in the Greek text of the Epistles, together with a full examination in some of the higher branches of the subjects mentioned in clause 2.

VI. Candidates for Orders who have been Ministers of other Denominations.

1. When a person who, not having had Episcopal ordination, has been acknowledged as a Minister or licentiate among any denomination of Christians, shall desire to be ordained in the Diocese, he shall give notice thereof to the Bishop, which notice shall be accompanied with a written certificate from at least two Presbyters of the Church, stating that, from personal knowledge of the party, or satisfactory evidence laid before them, they believe that his desire to leave the denomination to which he has belonged, has not arisen from any circumstances unfavorable to his religious faith and moral character, or on account of which it may be inexpedient to admit him to the exercise of the Ministry in this Diocese, and they shall also add what they know, or believe on good authority, of the circumstances leading to said desire.

2. If the Bishop shall think proper to proceed, the party applying to be received as a candidate shall produce the same testimonials of literary qualifications as are required of other candidates; and also a testimonial from at least six members of the denomination from which he came, or six members of the Church, or six persons in part members of the denomination from which he came, and in part members of the Church, satisfactory to the Bishop, that the applicant has for the three years last past lived piously, soberly and honestly; and also a testimonial from at least two Presbyters of the Church, that they believe him to be pious, sober and honest, and sincerely attached to the doctrines, discipline and worship of the Church.

3. Candidates admitted as above may, at the expiration of a period of not less than one year, unless the Bishop shall

see fit, for special reasons, to shorten the time, be ordained, on their passing the same examination as other candidates for Deacon's orders; and in the examination special regard shall be had to those points in which the denomination from whence they came differs from the Church, with a view of testing their information and soundness in the same; and also to the ascertaining that they are adequately acquainted with the Liturgy and offices of this Church, provided that in their case, the testimonials shall be required to cover only the time since their admission as candidates for orders, and provided also, that the provisions of the Canon concerning candidates for orders, as far as the same relates to the age of the person to whom the dispensation may be granted, and the mode and restrictions, in and under which the same may be granted, shall apply to the persons mentioned in this Canon.

4. When any person who has been acknowledged as a Minister among any other denomination of Christians, shall apply for orders in this Diocese, the Bishop shall require of him, in addition to the above qualifications, satisfactory evidence that he has resided at least one year in this Dominion previous to his application.

VII.—On the Licence to Clergymen.

That every Clergyman doing duty within the Diocese, except in cases provided for by the Constitution, shall be licensed by the Bishop to some particular charge within the same, according to the form in the appendix; and no Clergyman shall be considered as duly licensed unless he holds such a licence from the Bishop, and is residing and doing duty in the place, Parish or Mission to which he is licensed. Provided that the Bishop may, for good and sufficient cause, dispense with the condition of residence.

VIII.—On Admission of Strangers to Officiate.

1. No Minister or other person shall be permitted to officiate, permanently or occasionally, in any congregation of this Church, except he shall have been Episcopally and Canonically ordained, and shall also conform to the doctrine and discipline of the Church.

2. No Clergyman shall officiate in any congregation in this Diocese for more than one month, without a written licence under the hand of the Bishop, and no Clergyman who has

availed himself of this implied permission shall be allowed to officiate again in the same Church within a period of three months, unless he obtain the licence of the Bishop; provided that Clergymen holding the Bishop's licence for temporary duty shall not be considered members of the Diocesan Synod.

3. Every Clergyman who officiates in any congregation in the Diocese shall be required to inscribe in a book, which shall be kept in the vestry for that purpose, his name, his present preferment, and the day when he so officiated in the Church.

IX.—On Lay Readers.

Lay Readers may be appointed by the Bishop on the recommendation of any Clergyman who may require assistance in his Parish or Mission, or who, from illness, may be unable to perform all his duties; and in case of a vacant or new Mission, on the recommendation of the Archdeacon or the Rural Dean.

X.—On the Patronage of Crown Rectories.

Respecting presentation to the Rectories in the Diocese of Huron.

Whereas, By the provisions of the fourth section of the Consolidated Statutes of Canada, Chapter seventy-four, entitled "An Act Respecting Rectories," the right of presenting an Incumbent or Minister to any Parsonage or Rectory is vested in, and is to be exercised by the Church Society of the Church of England Diocese within which the same is situated, or in such other person or persons, bodies politic or corporate, as such Church Society by any By-Law or By-Laws to be by them from time to time passed for that purpose, may think fit to direct or appoint in that behalf:

Be it therefore Enacted, By the Church Society of the Diocese of Huron, constituted by the provisions of the Act of the Parliament of the late Province of Canada, entitled "An Act to Incorporate the Church Society of the Diocese of Huron, and for other purposes therewith connected," and by and under the provisions thereof, and by and with the consent and sanction of the Bishop of the said Diocese, and in the exercise of the powers conferred upon them by the first mentioned Act, That the patronage of the Rectories vested by Act of Parliament in this Society shall be exercised by the Bishop of the Diocese.

And be it further Enacted, By the authority aforesaid, and by and with the like consent and sanction of the Bishop of the said Diocese, that this By-Law shall take effect upon and from and after the twenty-second day of September, A. D. 1858.

XI.—On Patronage.

1. Whenever a vacancy shall occur in any Rectory or other Parish, by the death, removal or resignation of the Clergyman, the Churchwardens of each several congregation within the Parish shall, within fifteen days of such vacancy, summon a meeting of the registered voters (as defined in the Synod Constitution) of their congregation, for the purpose of electing one representative member, and, if desired, one additional representative for every twenty-five of such registered voters; the representatives so elected by the several congregations to form collectively a committee for conference with the Bishop.

2. The Churchwardens shall, within three days after the holding of said meetings, send to the Bishop the names of the persons elected to form the said Committee.

3. And the Bishop shall call together such Committee at such time and place as he shall see fit; and, after conference with them, proceed at once to appoint a Clergyman to such vacant Parish. Provided that should the congregation fail to elect such Committee, or should the Committee (of which the majority shall for all purposes form a quorum) neglect to obey the Bishop's summons, he shall then himself appoint an Incumbent.

4. Before any appointment shall be made to a vacant charge, under this Canon, arrangements satisfactory to the Bishop shall be made in regard to any arrears of salary due to the late Incumbent.

5. This Canon shall apply to all but Travelling Missions.

XII.—On Synodical Rectories.

Every Parish which contributes not less than \$800 per annum towards the stipend of its Clergyman and provides him with a suitable residence or its equivalent, shall be classed as a Rectory and its Clergyman entitled to be styled Rector.

XIII.—On Notice to be Given on Leaving a Parish or Mission.

Whenever an Incumbent desires to discontinue the services of his Curate or Assistant, he shall give three months' notice to such Curate or Assistant, and also to the Bishop.

Whenever a Curate or Assistant desires to resign his position in relation to the Incumbent, he shall give the same notice to the Incumbent and to the Bishop.

Whenever a Clergyman desires to resign his charge, he shall give three months' notice to the Bishop and also to the Churchwardens; provided always that the above rules shall not necessarily interfere with any arrangement approved by the Bishop, and which the above parties may agree upon for a more speedy separation.

XIV.—On Settling Boundaries of Missions and Parishes and the Subdivision and Union of the Same.

In each Rural Deanery of the Diocese, there shall be appointed by the Bishop a Committee for the purpose of making a division, and defining the boundaries of each Parish and Mission therein; that each Rural Dean shall be ex-officio Chairman of the Committee in his Deanery, and after the passing of this Canon, the Committee in each Rural Deanery shall be convened by the Rural Dean thereof, to settle all the questions for which they are appointed, and report the same to the Bishop. And each Rural Dean shall from time to time report any changes which may be proposed in such bounds by the said Committee; and the decisions of the Committees in the powers hereby conferred upon them shall be final upon the approval of the Bishop; and the boundaries so arranged, approved and declared by the Committee, shall be the boundaries of the parishes or cures aforesaid, until the same shall be afterwards changed by the same Committee, with the like approval of the Bishop. Provided always, that if any Clergyman shall be dissatisfied with the boundaries of his mission, as arranged by the Committee, the matter shall be referred to the Archdeacon for his decision thereupon, previous to the report being made to the Bishop.

XV.—On Repairs and Dilapidations.

1. It shall be the duty of every Parish or Mission to provide a residence for the Clergyman, and, before an Incumbent takes possession of a parsonage, the Bishop shall direct the Archdeacon or Rural Dean to ascertain and certify the state of repair of the parsonage. When the Rectory or parsonage and outhouses are put in possession of a Clergyman in a state of good repair, it shall be the duty of the Clergyman to keep the same in good repair and condition, ordinary wear

and tear, accidents by fire or tempest excepted; and if the Clergyman shall suffer said buildings to go out of repair, it shall be the duty of the Rural Dean to request him to remedy the same; and in case he shall decline or neglect to do so, the Rural Dean shall notify the Archdeacon of such neglect on the part of the Clergyman, and if, on representation made to him by the Archdeacon and Rural Dean, the Clergyman shall still neglect to make the necessary repairs, then the Archdeacon and Rural Dean shall report the same to the Diocesan Synod, together with an estimate by a competent mechanic of the cost of such necessary repairs.

2. It shall be the duty of the Churchwardens to insure and keep insured the houses and buildings on the premises held by the Incumbent, and whenever any improvements or repairs become necessary, from the lapse of time, such as new roofing, external or internal painting, new fencing to protect the premises, the expense of these and all similar repairs and improvements shall be borne by the Parish, and in no case shall the Clergyman be accountable for any damage or dilapidation that may occur through the negligence or unwillingness of the Vestry to carry out such necessary improvements or repairs; but it shall be the duty of the Clergyman, under such circumstances, to report at once to the Rural Dean the condition of the premises and the unwillingness of the Vestry to improve and protect the same; and if, on further inquiry, the Rural Dean find that the Vestry refuse to take action in the matter, then he shall report the same to the Archdeacon; and if, upon their representation, the Vestry still refuse or neglect to make the necessary repairs, then it shall be their duty to report the same to the Synod, provided that, when there is more than one congregation in a Parish or Mission, it shall be the duty of each to bear its proper share in the repairs of the parsonage and outbuildings in such proportion as shall be determined by the Archdeacon or Rural Dean.

3. The Rural Deans shall make an annual report to the Synod on the state of repair of all Churches, parsonages, &c., within their respective deaneries.

4. That in cases where the Rural Dean himself is an interested party in any Church or parsonage, then the Archdeacon shall act in the premises; and in case of the Archdeacon being an interested party, then the Rural Dean shall act.

XVI.—On Restraining Undue Expenditure in Church Building.

In all Parishes or Missions where assistance is required from the Synod to aid in building a Church or Parsonage, and in all Parishes or Missions where assistance is given under the Canon for managing the Mission Fund, towards the Clergyman's stipend, all such assistance, both in Church building and in assisting in the support of the Clergyman, shall be dependent upon the following Rules being complied with:—

That before any Church or Parsonage shall be commenced in such Parish or Mission, a report shall be made by the Clergyman and people interested in the erection of said Church or Parsonage, to the Standing Committee, containing the following particulars, a copy of which shall be sent to the Rural Dean:—

1. When a Church is about to be built, the locality and distance from any other Church, and the number of Church families within a circle of five miles of the proposed Church; and when a Parsonage is to be built, its position with reference to the Church or Churches in the Mission.
2. What kind of Church or Parsonage is proposed to be built, and what it is estimated to cost.
3. What amount is subscribed towards the said Church or Parsonage, and in what manner; and what amount has been paid.
4. The assurance that the building of said Church or Parsonage will not interfere with nor lessen the amount subscribed by the congregation or mission towards the Clergyman's stipend.
5. That the plans of such proposed Church or Parsonage shall be laid before the Standing Committee.

That it shall be the duty of the Standing Committee to decide what should be the amount spent upon, and what should be the size and material of, such Church or Parsonage, and what sum should be granted by the Synod towards the erection of such Church or Parsonage; such grant from the funds of the Synod to be made on the following conditions:—

1. That the deed for the site of the Church or Parsonage, free and unincumbered, shall be vested in trust in the Synod.

2. That no larger nor more expensive Church nor Parsonage be built than shall be agreed upon by the Synod.

3. That no contract shall be given out until at least one-half of the subscription list for said Church or Parsonage shall be actually paid and in hand; nor shall such contract cover work which shall cost more than fifty per cent. beyond the money in hand.

4. That the grant from the Synod shall not be paid until the Church or Parsonage is enclosed and roofed, and, so far, paid for, but not by the debt being assumed by any person or persons, unless such person or persons relieve the congregation or mission from all future liability for the same; and further, before such grant is paid, the Churchwardens and Vestry, or Building Committee, shall promise in writing that they will not engage in any further work upon the Church or Parsonage until the money necessary for such further work is actually in hand.

5. That before any grant shall be made by the Synod towards the building of any Church edifice in this Diocese, the eligibility of the site shall be certified by a Churchwarden from each of the two neighboring Parishes or Missions, and also by the Incumbent thereof. The said certificates to be forwarded to the Rural Dean, and reported on by him to the next meeting of the Standing Committee.

XVII.—On Parochial Registers.

There shall be kept in every Parish and Mission a Parochial Register and Preacher's Book, as at present set forth by the authority of the Bishop, for use in the Diocese.

XVIII.—On Church Hymnals.

That no Hymnals shall be used in the public worship of God within this Diocese except such as have received the sanction of the Synod.

NOTE.—In June, 1875, the following resolution was carried

Resolved, That this Synod, seeing the necessity for the adoption of a Hymnal for the Diocese without delay, do recommend that the books known as "Bickersteth's Hymnal Companion to the Book of Common Prayer," "Kemble's Hymn Book," and the "Hymnal Published by the Society for Promoting Christian Knowledge," be recognized as suitable Hymnals for the Diocese.

**XIX.—On the Formation and Organization of Vestries, and
Declaring and Defining the Duties and
Powers of such Vestries.**

Under the authority of the Act of Parliament of the Province of Ontario Incorporating this Synod (38 Vic., cap. 14) and with the sanction of the Bishop of the Diocese of Huron, be it enacted,

WHO SHALL BE MEMBERS OF VESTRY.

1. That hereafter, each and every male member of any Church of the United Church of England and Ireland in this Diocese, of the full age of twenty-one years, and holding a pew or sitting therein by purchase heretofore made or under lease from the Churchwardens of such Church, shall be a member of the Vestry of such Church, and such members shall form the Vestry of such Church. Provided always that, after any such Church has been opened for service for one year, and pews or sittings held therein for that period under lease or conveyance from the Churchwardens, no person shall be allowed to vote at any Vestry meeting who shall not have held a pew or sitting in the Church for six months previous to such meeting, or who shall not have paid all arrears of rent or dues on his pew or sitting.

And in any Church of the said Diocese in which the seats are free, the Vestry shall consist of all those male members of the congregation of such Church, of the full age of twenty-one years, as shall declare themselves in writing, in a book provided for the purpose by the congregation, to be members of the United Church of England and Ireland, and that they attend worship in such Church, and contribute not less than \$2 per annum to its support, and do not belong to any other congregation. Provided always that, after such Church has been opened for service one year, no person shall be allowed to vote at any Vestry meeting who has not signed such declaration at least six months before.

And in any Church in which a portion of the sittings are free, such male members of the congregation, of the full age of twenty-one years, occupying said sittings as shall declare themselves in writing, in a book provided for the purpose by the congregation, to be members of the United Church of England and Ireland, and as not belonging to any other congregation, and shall have contributed to the support of such Church not

less than \$2 per annum, shall have a right to vote at such Vestry meetings. Provided always that, after such Church has been opened for service one year, no person shall be allowed to vote at any Vestry meeting who has not signed such declaration at least six months before.

Any person claiming to vote in virtue of the declaration referred to in the last two sections may be required to make the declaration anew at any Vestry meeting at which he proposes to vote.

ORGANIZATION OF VESTRIES IN NEW CHURCHES.

2. In the case of a Church just opened, or just about to be opened for service, the Vestry shall be organized and constituted as follows:—The Incumbent for the time being of such Church shall call a meeting of the congregation, by notice given during Divine Service on two preceding Sundays, naming the day, hour and object of such meeting; and at such meeting the Incumbent shall preside, and shall first nominate as his Churchwarden a member of such congregation, and, in case it is the opinion of the meeting, expressed by a resolution there passed, that the pews and sittings in the said Church should be rented to those requiring the same, and that such resolution is not contrary to any conditions under which such Church has been built, given, granted, devised or endowed, the said Churchwarden so named shall, forthwith, in accordance with the terms of such resolution, proceed to offer the pews and sittings to rent (or such letting may, if the meeting prefer it, be postponed to an adjourned meeting, of which like notice as aforesaid shall be given), and whenever and so soon as, in the opinion of such meeting or adjourned meeting, sufficient of the pews and sittings have been thus disposed of, the members of the Vestry thus created shall proceed to elect one of their number as and for a Churchwarden. But in case the members of any such congregation, at such meeting as aforesaid, decide that the pews and sittings in such Church shall be free, or in case the Church has been built, given, granted, devised or endowed, on such condition, then, and in such case, the Churchwarden so named by the Incumbent, as aforesaid, shall proceed to obtain the signatures of those present and willing to sign such a declaration of membership as aforesaid, and such members of Vestry, thereby constituted, shall forthwith proceed to elect one of their members a Churchwarden. Provided always that such election of

Churchwarden as aforesaid may be postponed to an adjourned Vestry meeting, of which due notice shall be given.

ANNUAL ELECTION OF CHURCHWARDENS.

3. A meeting of each Vestry shall be holden on Monday or Tuesday in Easter week, in each and every year, after due notice thereof, given at any time during Divine Service on Easter Sunday, for the purpose of appointing Churchwardens for the ensuing year, and for the transaction of other business; and at such meeting one Churchwarden shall be nominated by the Incumbent of the Rectory, Parish or Mission to which the said Church belongs, and the other shall be elected by a majority of those present and entitled to vote at such Vestry meeting, as aforesaid. In case of the Incumbent declining or neglecting at such Vestry meeting to nominate a Churchwarden, then both of the Churchwardens for the current year shall be elected by the members of the Vestry present; and in case the members of such Vestry shall neglect at such Vestry meeting to elect a Churchwarden, then both such Churchwardens for the current year shall be nominated by the Incumbent.

QUALIFICATION OF CHURCHWARDENS.

4. No person shall be eligible to the office of Churchwarden except a member of the United Church of England and Ireland, of the full age of twenty-one years, who is also a member of the Vestry of the Church.

FILLING VACANCY IN OFFICE OF CHURCHWARDEN.

5. If from any cause a Vestry meeting shall not have been held on Monday or Tuesday of Easter week, the nomination and election of Churchwardens as aforesaid, may take place at any subsequent meeting, to be called in manner hereinafter provided; and in case of the death, resignation in writing to the Incumbent, declining to accept office, or change of residence to ten or more miles from the Church of which he was chosen Churchwarden, of either of the said Churchwardens, a Vestry meeting shall be thereupon called, for the nomination by the Incumbent, or for the election by the said Vestry, as the case may be, of a new Churchwarden, in place of the one deceased, or who may have resigned, or declined to act, or removed, as aforesaid.

TERM OF OFFICE.

6. The Churchwardens shall hold their office for one year from the time of their appointment, or until the nomination or

election of their successors, except in case of a nomination or election to fill up the vacancy occasioned by death, resignation, declining to act, or removal, as aforesaid, and in such case the person so nominated or elected shall hold the said office until the next annual Vestry meeting, or until the appointment of his successor.

CHURCHWARDENS TO BE A CORPORATION.

7. The Churchwardens appointed as aforesaid shall, during their term of office, be a corporation to represent the interests of such Church, and of the members thereof, and shall and may sue and be sued, answer and be answered unto, in all manner of suits and actions whatsoever, and may prosecute indictments, presentments and other criminal proceedings for and in respect of such Churches and Church-yards, and all matters and things appertaining thereto, and shall, in conjunction with the Rector or Incumbent, make and execute leases to pew-holders, at their charge, when by them requested; and such Churchwardens shall grant certificates to those who shall have rented pews or sittings, and such Churchwardens and their successors may as a corporation hold such real estate as may be given, granted, or devised to them for the use of their Church, as a site for a Church, a parsonage, or a school-house, and may from time to time, with the approval of their Vestry, signified by a resolution passed at a meeting of such Vestry, mortgage such real estate for the purpose of raising money to be expended in the erection thereon of a Church, a parsonage, or a school-house, as the case may be.

CHURCHWARDENS TO LEASE PEWS.

8. It shall be the duty of the Churchwardens, except in free Churches, from time to time, to lease and rent pews and sittings, upon such terms as may be settled and appointed at Vestry meetings, to be holden for that purpose, as hereinafter provided; and such pews and sittings shall be subject to such annual rent or other dues as may from time to time be rated and assessed in respect thereof at such Vestry meetings.

FORMER SALE OF PEWS CONFIRMED.

9. In case of the absolute purchase of a pew in any Church, as aforesaid, before the passing of these rules, the same shall be construed as a freehold of inheritance, not subject to forfeiture by change of residence, or by discontinuing to frequent the same, and the same may be bargained, sold and

assigned to any purchaser thereof, being a member of the United Church of England and Ireland; and such purchaser, provided the same shall have been duly assigned and conveyed to him, shall hold the same with the same rights, and subject to the same duties and charges, as the original purchaser thereof.

PEW-HOLDERS SECURED IN QUIET POSSESSION.

10. Any pew-holder, whether by virtue of an original purchase completed before the passing of these rules, or by lease, and any person renting a pew or sitting, shall, during their rightful possession of such pew or sitting, have a right of action against any person injuring the same, or disturbing him or his family in the possession thereof.

CHURCHWARDENS AND THEIR ACCOUNTS.

11. All Churchwardens appointed as aforesaid shall keep or cause to be kept, proper books of account, which, with all other books kept by them as Churchwardens, shall be the property of the Vestry, and shall be carefully preserved by the Churchwardens, and shall be open for inspection by any member of the Vestry at all reasonable times. In such books the Churchwardens shall duly enter all monies received and paid by them on account of the Church of which they are Wardens. The Churchwardens shall, every year, at the annual Vestry meeting, or at an adjourned meeting to be held within a fortnight after the said annual meeting, render in writing a just, true and perfect account, fairly entered in a book to be kept for that purpose, signed by the Churchwardens, of all sums of money by them received, and of all sums rated or assessed by the Vestry and remaining unpaid, or otherwise due and not received, and also of all goods, chattels, and other property of such Church or Parish in their possession as such Churchwardens, and of all monies paid by such Churchwardens so accounting and of all other things concerning their said office, which said account shall be verified by oath before a Justice of the Peace, who is authorized by the Church Temporalities Act (3 Vict., cap. 74, sec. 9) to administer the same; or the correctness of such account shall be certified to by two auditors, who may be appointed by the Vestry at any annual meeting, but not at an adjourned meeting. In case of the appointment of a new Churchwarden or Churchwardens, the Churchwardens then retiring from office shall pay and deliver over unto such succeeding Churchwardens all sums of money, goods, chattels,

books and other things which shall be in their possession. In case any retiring Churchwarden or Churchwardens shall make default in rendering a correct account as aforesaid, or in delivering over such money, goods, books, or other things as aforesaid, it shall be in the power of the succeeding Churchwardens to take proceedings at law or in equity for such default. Provided always that the same process may be enforced against any Churchwarden or Churchwardens removed or become incapable of acting, from any of the causes before mentioned in this Canon, or against the representatives of any deceased Churchwarden. The Churchwardens, or in their absence their substitutes for the time being, shall immediately after any service at which a collection has been made, proceed to the Vestry room of such Church, and there, in the presence of the Incumbent or other officiating Clergyman, carefully count the collection and enter the amount of the same with the date and their initials in the preacher's book.

SPECIAL VESTRY MEETINGS MAY BE CALLED.

12. It shall be in the power of the Incumbent of any such Rectory, Parish or Mission as aforesaid, or of the Churchwardens thereof, to call a Vestry meeting whenever he or they shall think proper so to do; and it shall be his or their duty so to do upon application being made for that purpose in writing by at least six of the members of such Vestry as aforesaid; and in case, upon such written application being made as aforesaid, such Incumbent or Churchwardens shall refuse or neglect to call such meeting, then one week after such demand made it shall be in the power of any six of such members of the Vestry to call the same by notice to be affixed on the outer Church door (or Church doors where more than one) at least one week previous to such intended meeting.

CHAIRMAN AND SECRETARY OF VESTRY MEETING.

13. At all Vestry meetings the Rector or Incumbent of the Church shall preside as Chairman when present, and in his absence the Curate or Assistant Minister, or in the absence of both the Incumbent and the Curate or Assistant Minister, such person as the majority present at such meeting shall name; and the Vestry clerk, when there is one, and present, or in case there be no Vestry clerk, or he be absent, then such person as the Chairman shall name shall be Secretary of such Vestry meeting, and the proceedings of such Vestry meeting shall be

entered in a book to be kept for that purpose, and preserved in the custody of the Churchwardens.

VESTRY TO REGULATE RENT CHARGE AND PEW RENTS.

14. The rent charge to be paid upon pews holden in freehold, which shall have been acquired before the passing of these rules, and the rent to be paid for pews and sittings in pews leased or rented, shall be regulated from time to time by the majority of members present at any such lawful Vestry meeting as aforesaid, and no alteration shall be made therein except at the usual annual Easter Vestry meeting (of which intended alteration notice shall have been publicly given when calling such Vestry meeting); or such alteration may be made at a special Vestry meeting called for such purpose, of which two Sundays' notice shall be given, and so expressed in the notice calling the same; and further, the charges to be made for leases shall in like manner be regulated at such Vestry meeting as aforesaid.

APPOINTMENT OF SUBORDINATES BY INCUMBENT AND CHURCHWARDENS AND ORDERING OF SERVICES BY INCUMBENT.

15. The appointment or dismissal of the Clerk of the Church, the Organist, the Vestry Clerk, the Sexton, and other subordinates, servants of the Church, shall rest wholly with the Incumbent and Churchwardens for the time being, and their salary and wages shall be brought into the general account, to be rendered as aforesaid by such Churchwardens, but the amount of salary or wages to be paid to any such officials shall be fixed from time to time by the Vestry; but the ordering of all the services of the Church shall be entirely under the direction of the Incumbent.

CEMETERIES AND CHURCHYARDS.

16. The charges payable for burial plots, and on breaking the ground in Cemeteries and Church-yards, for the purpose of burying the dead, and all matters of like nature therewith connected, shall be regulated by the Vestry of each Church.

VESTRY MAY MAKE NECESSARY BY-LAWS.

17. It shall be in the power of the members of such Vestry, at such Vestry meetings as aforesaid, to make By-Laws for the regulation of their proceedings, and for the management of the temporalities of the Church, Parish or Mission

to which they belong, provided the same are not repugnant to these rules, the Act incorporating this Synod, or to the Canons of the United Church of England and Ireland, or of this Synod.

SYNOD ASSESSMENT.

18. The Churchwardens of any such Church as aforesaid shall from time to time, out of the funds of the Church, pay to the Secretary-Treasurer of the Synod, for the time being, the amount of any annual or other assessment charged, or which may hereafter at any time be charged or assessed by this Synod against such Church or Parish.

XX --On Differences Between Clergymen and their Congregations.

In cases of difficulties existing between a Clergyman and his congregation, or any causes arising, owing to which the continuance of the connection between Pastor and people may become injurious to the Church: 1st. Upon the request of the Clergyman, or of the congregation, expressed by a resolution to that effect passed at a Vestry meeting called for that purpose, or in the event of either party neglecting to act upon this Canon, then in the exercise of his own discretion, the Bishop shall appoint a Commission, consisting of five members of the Committee of Discipline, to investigate and report upon the said matters of difficulty; and the Bishop shall decide whether, in his judgment, the report of the Commissioners shall be acted upon and carried out. 2nd. In case the said Commissioners may not recommend a severance of the relation of Pastor and people, but that some other course should be pursued by either the Clergyman or the congregation, then, on the Bishop approving of the same, if such Clergyman or congregation neglect or refuse to comply with such recommendation, the Bishop may proceed, according to the Canons of the Diocese, to suspend the Clergyman from the exercise of any ministerial duties within the Diocese, as for contumacy, unless he retract such refusal; and in the case of a congregation refusing to comply with such recommendation, it shall be prohibited from being represented in the Synod of the Diocese; and the Bishop shall withhold from such congregation all Episcopal visits and the rite of confirmation, until they retract such refusal and submit to the terms of recommendation.

XXI.—On Superannuation.

1. Every Clergyman who, from age or infirmity, desires to be superannuated, must forward to the Sec.-Treas. of the Synod an application in writing, setting forth the full particulars of his case. He must also procure a physician's certificate (said physician to be named by the Standing Committee) stating the causes which render him unfit for duty. If placed on the superannuation list, such certificate shall be renewed annually if required by the Standing Committee.

2. Whenever it shall appear to the Bishop or the Standing Committee that the interest of the Church requires that any Clergyman of the Diocese should from any cause be superannuated, a Committee, to be appointed as hereinafter provided, shall have full power to enquire into such case, and if it shall appear to them that such Clergyman ought to be superannuated, they shall report the case to the Standing Committee and recommend what annual grant should in their opinion be paid to such Clergyman; provided, that no case shall be entertained by the Standing Committee unless it shall have been first brought before them in writing, signed by the Bishop or at least four members of the Standing Committee.

3. The Committee of Enquiry shall consist of five Clergymen of the Diocese of not less than ten years' standing in priest's orders, two of whom may be named by the Clergyman in question within one month after written notice, and three shall be balloted for by the Standing Committee, unless the Clergyman shall refuse to name the two, when the five shall be balloted for. Such inquiry shall be held privately, but a record of the proceedings shall be made in writing for the use, if required, of the Standing Committee, and on application in writing by the said Clergyman, a copy of the proceedings shall be furnished to him.

4. A Presbyter of less than twenty-five years' active service in the Diocese, or being under sixty-five years of age, shall, if able, be subject to perform occasional clerical duties at the call of the Bishop. Service in the Diocese of Toronto previous to the establishment of the Diocese of Huron to count.

5. Whenever it shall appear to the Bishop and the Standing Committee that a Clergyman who has been superannuated ought to return to active duty, he shall cease to be on the super-

annuation list, save and except in case of those referred to in clause 4.

6. In case any Clergyman who has been placed on or withdrawn from the superannuation list is dissatisfied with the action of the Standing Committee in his case, he shall have the right of appeal against such decision to the Synod.

XXII.—On the Discipline of the Clergy.

1. Every Clergyman holding any charge under the jurisdiction of the Bishop of the Diocese shall be amenable to the Bishop for offences committed by him, in the manner and according to the provisions set forth in this Canon of Discipline.

2. There shall be a standing Committee of Discipline appointed every third year at the annual meeting of the Synod, consisting of the Dean and Archdeacons, ex-officio, and of twelve Clergymen of at least ten years' standing in priest's orders, six of whom shall be appointed by the Bishop, and six elected by ballot, with four substitutes by the Clergy, and from this Committee the Board of Triers, as hereinafter provided, shall be taken; such election shall take place at the same time as the election of Delegates to the Provincial Synod; provided, always, that whenever a vacancy occurs such vacancy shall be filled up by the Bishop, or, in order, from the list of substitutes elected by the Clergy, as the case may be.

3. Every Clergyman shall be liable to trial for any crime or immorality, or for any scandalous or disorderly conduct, for teaching or maintaining doctrines contrary to the teaching of Holy Scripture, as set forth in the Liturgy and Articles of the Church of England, such teaching or maintaining being by way of writing, or printing, or preaching, or teaching, or circulating books containing such unsound doctrine; for holding service in any other Clergyman's Church or Parish without his consent; for irregularity or indecorum in the performance of Divine offices; for contumacy or disrespectful conduct towards the Bishop; for the introduction of innovations and novelties in the performance of Divine worship; for schism or separating himself from the communion of the Church; for discontinuing the exercise of the Ministry without lawful cause; for exercising any lay profession or occupation inconsistent with his sacred calling; for living in the habitual disuse of public worship, or of the Holy Communion; or for the violation of the Constitution or Canons of this Diocese.

4. When the Bishop shall be informed by three members of the Church or by three Presbyters, that a Clergyman is liable to trial under clause 3, or whenever he shall think that the interests of the Church require it, he shall give a commission under his hand and seal, directed to three members of the Committee of Discipline, for the purpose of making enquiry as to the grounds of such charge or report; and, if possible, the accuser and the accused shall be brought face to face; but the preliminary investigation need not be in public.

The accused shall have not less than six days' notification of the time and place of such preliminary investigation, with a copy of the information laid before the Bishop.

5. When it is decided that a trial shall be held, the presentment shall be in writing, framed by the Chancellor, addressed to the Bishop, upon the report of the Commissioners appointed for the preliminary investigation, hereinbefore provided for, specifying the offences of which the accused is alleged to be guilty, with reasonable certainty as to time, place and circumstances.

But no proceeding shall be instituted or complaint entertained under this Canon after one year from the time of the alleged commission of the offence. Nevertheless, when proceedings are taken under this Canon, in respect of any matter which has been the subject of enquiry and adjudication in a court of justice, the proceedings under this Canon may be commenced against a Clergyman in respect of the same matter, or of any matter arising out of the same or connected therewith, within three months of the period when the knowledge thereof shall have reached the Bishop, or the person or persons complaining to him.

6. The Bishop shall cause a copy of the charges to be served on the accused, who shall, within seven days after such service, have the privilege of nominating five members of the Committee of Discipline, and shall notify their names to the Bishop in writing; (if the accused should fail to nominate, the Bishop shall then choose five members of the said Committee.) The said five Clergymen shall form a Board for the trial of the accused, and shall meet at such time and place as the Bishop shall direct, and shall have power to adjourn from time to time

(not extending over more than six months in all) and from place to place, (but always within the Diocese,) as they shall think necessary.

7. A written notice of the time and place of the first meeting of the Board shall be served by the Chancellor, under the direction of the Bishop, at least fourteen days before such meeting, on the accused, on one of the prosecutors, and on each member of the Board of Triers. All notices and papers contemplated in this Canon may be served by a summoner or summoners, to be appointed for the purpose by the Bishop, and whose certificate of such service shall be evidence thereof. In case of service by any other person, the facts shall be proved by such person. A written notice or paper delivered to a party, or left at his place of residence, shall be deemed a sufficient service of such notice or paper.

8. If, before a trial commences, or during its progress, it shall be deemed desirable to amend, add to, or strike out any allegations in the complaint or presentment, it shall be competent to the Board of Triers to do so, taking legal advice if they should deem it necessary, and the trial on such amended complaint or presentment shall thenceforth proceed as if it had been the original complaint or presentment.

9. If, before the appointment of a Board of Triers, the Clergyman presented shall confess the truth of the allegations contained in the presentment, the Bishop shall proceed to pass sentence; but if he shall not confess them as before mentioned, he shall be considered as denying them.

10. If a Clergyman presented, after having had due notice, shall not appear before the Board appointed for his trial, the Board may, nevertheless, proceed as if he were present, unless for good cause they shall see fit to adjourn till another day.

11. If, at the time appointed for the first meeting of the Board of Triers, the whole number of five shall not attend, then those who do attend, being not less than three, shall proceed to the trial, and a majority of those attending shall decide all questions. They shall appoint a Secretary, who may be one of their own number, whose duty it shall be to keep a record of all proceedings had before the Board.

12. When the Board proceeds to the trial, they shall hear such evidence as shall be produced, which evidence shall be

reduced to writing and signed by the witnesses respectively. If, on or during the trial, the accused shall confess the truth of the charges as stated in the presentment, the Board may dispense with hearing further evidence, and may proceed at once to state their opinion to the Bishop as to the sentence that ought to be pronounced.

13. Upon the application of either party to the Board of Triers, and it being made satisfactorily to appear to them that the attendance of any material witness cannot be procured upon the trial, they may appoint a Commissioner to take the testimony of any such witness; and both parties may attend and examine the witness. The examination, being reduced to writing, shall be, as nearly as possible, in the words of the witness and signed by said witness.

The testimony thus taken shall be transmitted to the Board, certified by the Commissioner, under his seal, and shall be received by them as evidence.

14. Advocates or Proctors who may be either Clergymen or Laymen shall be allowed on either side; and if any difference of opinion shall arise as to the propriety of any question put, or on any point of order, the Board of Triers shall decide all such matters, taking legal opinion if they deem it desirable.

15. In every case in which, from the nature of the offence, it shall appear to the Bishop, after due inquiry, that great scandal is likely to arise from the Clergyman accused continuing to perform the services of the Church while such charge is under investigation, the Bishop shall cause a notice to be served on the accused at the same time with the service of the copy of the charge, or at any time pending the proceedings, inhibiting the accused from performing any services in the Church until the matter shall have been finally decided; and the Bishop may make provision for the service of the Church during the period of suspension, which suspension shall not exceed three months.

16. The Triers to whom the examination or trial of any accused person shall be committed, shall be bound not to divulge the sentence recommended until such time as it has been approved and confirmed by the Bishop; and further, that they will at no time whatsoever disclose the vote of any particular member of the Board.

17. Every witness, before examination, shall be asked to make a declaration in the following form of words, or in such other words as he or she shall consider or declare to be most binding upon his or her conscience :

"I, [A. B.] a witness at the trial of [C. D.] do most solemnly declare in the presence of Almighty God, and as I shall answer to God at the great day of judgment, that the evidence I am about to give shall be truth, the whole truth, and nothing but the truth."

18. The proceedings upon a trial shall be open to the members of the Church, unless, in the opinion of the Board, the circumstances of the case require that the trial should be private.

19. The Board having deliberately considered the evidence, shall declare in writing by them, or a majority of them, their decision on the charges contained in the presentment, rendering their verdict of guilty, not guilty, or not proven, on the several counts presented ; also stating the sentence which, in their opinion, shall be pronounced ; and their decision, together with the evidence, shall be delivered to the Bishop, who shall pronounce such Canonical sentence as shall appear to him to be proper, provided the same shall not exceed in severity the sentence recommended by the Board.

20. Every Clergyman, whose case may have been disposed of and decided adversely to him, and who shall think himself aggrieved by such decision, or who shall make it appear that new evidence, having an important bearing on the case, has been discovered since the trial, of the existence of which he was not aware at the time of the trial, may within six months petition the Bishop for a new trial, or a rehearing of the case, either upon objections to be taken to the decision upon the facts, or because the judgment is not sustained by the laws and Canons of this Ecclesiastical Province, or of the Diocese, or for other cause or causes ; or he may apply by petition to the Bishop for an arrest of sentence or judgment, upon causes to be shown ; and in either case the Bishop shall, upon receiving such petition, refer the same and the whole subject, together with the evidence and the report made by the Board of Triers, to the Committee of Discipline, and their decision on the above ques-

tions, being approved by the Bishop, shall be final in so far as this Diocese is concerned.

In the event that a rehearing or new trial be granted, the case shall be transmitted to a Board of Triers, appointed as provided in Section 6, who shall proceed to hold a new trial, according to the rules hereinbefore set forth, within one month of the notice of such new trial being given to them by the Bishop.

21. Before pronouncing sentence, the Bishop shall summon the accused and any three or more of the Clergy, to meet him at such time as may in his opinion be most convenient, in some church of the Diocese, which shall for that purpose be open at the time to all persons who may choose to attend, and the sentence shall then and there be publicly pronounced by the Bishop, or by some person commissioned by him.

22. The following sentences may be pronounced, and punishments imposed upon offending Clergymen, viz:—Admonition; suspension from the exercise of his office; withdrawal of licence; removal from his charge in the Church; deposition or degradation from his sacred office.

23. For the offences set forth in the first column hereinafter written, the sentences set forth opposite to the same in the second column, and none others, shall be passed by the Bishop or person commissioned by him, upon any Clergyman found guilty thereof.

FIRST COLUMN.	SECOND COLUMN.
UPON TRIAL AND CONVICTION,	
1.—For crime or immorality.	1.—Suspension; withdrawal of licence; removal; deposition.
2.—Scandalous or disorderly conduct.	2.—Admonition; suspension <i>ab officio</i> for not more than one year, nor less than three months; withdrawal of licence; removal; deposition.

FIRST COLUMN.	SECOND COLUMN.
3.—For irregularities in the performance of Divine offices, or for the introduction of innovations or novelties in the performance of Divine Worship; for holding service in any other Clergyman's Church or Parish, without his consent; for permitting unauthorized persons to officiate in the Church.	3.—Same as No. 2, except deposition.
4.—For schism, or separating himself from the Communion of the Church.	4.—Suspension for one year; withdrawal of licence; removal; deposition.
5.—For contumacy; for disrespectful and disobedient conduct towards the Bishop.	5.—Admonition; suspension <i>ab officio</i> for not more than one year.
6.—For discontinuing the exercise of the Ministry without sufficient cause, or leave of the Bishop.	6.—Admonition; suspension; withdrawal of licence; removal.
7.—For exercising any lay profession or occupation inconsistent with the performance of the duties of his sacred calling, excepting in cases which are provided for by the Canons of the Diocese with regard to disabled Clergymen.	7.—Same as No. 6.
8.—For living in the habitual disuse of Public Worship, or of the Holy Communion; for violation of the Constitution or Canons of the Church in Canada, or of this Diocese.	8.—Admonition; suspension <i>ab officio</i> for not more than one year; withdrawal of licence; deprivation; deposition.

FIRST COLUMN.

9.—Habitually and advisedly maintaining or affirming doctrine contrary or repugnant to the Word of God, set forth in the Formularies and Articles of Religion in the Book of Common Prayer.

SECOND COLUMN.

9.—Admonition; inhibition from the performance of clerical functions; withdrawal of licence; removal; deposition.

24. When sentence is pronounced in accordance with the above Schedule, it shall also be specified upon what terms, if any, the disability shall cease. When the penalty of suspension is inflicted the Clergyman shall not exercise the functions of his Ministry in his own congregation or elsewhere, on pain of deprivation or deposition by the Bishop, he being satisfied that the suspended Clergyman has so transgressed; and during such suspension the Bishop may appoint another Clergyman to supply the place of the suspended Clergyman, and may apply a part of the income or emoluments of the Parish, Mission or Cure to the payment of such substitute.

25. When a verdict of not proven is rendered, it shall be in the power of the Board of Triers to say whether, in their judgment, it is desirable for the interests of the Church that the accused should be removed to some other charge; and it shall be in the discretion of the Bishop to carry out this recommendation.

26. When the sentence of removal or deposition is pronounced, the connection between the Minister so removed or deposed and his Parish or congregation shall be *ipso facto* severed, and all offices, rents, issues, profits and emoluments which he may have held by virtue of such office or ministry from which he has been removed shall wholly cease and determine.

27. Whenever a Clergyman is deposed or degraded from the Holy Ministry, the Bishop who pronounces the sentence shall, without delay, give notice of such sentence to the Ministers and Churchwardens of the several congregations of the Diocese, and also to all the Bishops of the Anglican Communion.

28. It shall be the duty of the Chairman of the Board of Triers to see that all the proceedings of the Triers, as well as

the sentence in each case, and the Bishop's action thereon are duly recorded by the Secretary to the Board in a book to be provided for that purpose; which book shall be kept in the custody of the Secretaries of the Synod.

29. All the expenses necessarily incurred by the Commissioners or Board of Triers, in any investigation or trial under the Canon, and in the event of a verdict of not guilty or not proven being returned, the legitimate costs of the accused shall be paid out of the Synod Assessment.

XXIII.—On Parishes Required to Make Collections Regularly.

That, seeing it is absolutely necessary for the successful working of the Synod, and the furtherance of the various objects embraced by its Constitution, that all parts of the Diocese should co-operate: Be it therefore Resolved, That no assistance be given to any Parish or congregation unless all the collections are regularly made by such congregation, and a Parochial Association established in connection with the same, from which collections are annually made for the Synod; and further, that the Bishop be respectfully requested to apply the same rule to the S. P. C. K. Fund, for assisting in the building of Churches in the Diocese.

XXIV.—On Collections for Local Objects Beyond a Parish.

Whereas, It frequently happens that persons from various parts of the Diocese, and from other Dioceses, make application for assistance in building Churches, parsonages, etc., to the members of the Church throughout the Diocese, without any recognized authority.

Be it enacted.—

1. That no person be permitted to collect money for any Church purpose beyond the bounds of his own Mission, within this Diocese, or to proceed to any other Diocese for the same purpose without the sanction of the Bishop in writing.

2. That said Collector before collecting in any Parish, shall obtain the sanction of the Clergyman of said Parish.

3. That on his return from his collecting tour, such Collector shall present his subscription list to the Bishop and account for moneys received.

4. That when the collection is for the benefit of any Parish or congregation in this Diocese, the said Parish or con-

gregation shall give a guarantee that all expenses connected with the said collection shall be paid by them, so that all the funds obtained by appeal to others, shall be applied to the object for which they were collected.

XXV. On the Submission to Arbitration and the Confirmation of the Award Between the Dioceses of Toronto and Huron.

A. ON THE SUBMISSION TO ARBITRATION.

Whereas the joint Committee of the Dioceses of Toronto and Huron has failed to agree to any apportionment of the funds and securities of the late Diocese of Toronto, in which this Diocese has a joint interest, and as it is most desirable to ensure peace and harmony between the Church Societies of these Dioceses, that a further effort should be made for an equitable and final apportionment of such property and funds,

Be it therefore enacted by and under the authority of the Act of Incorporation of the Church Society of the Diocese of Huron (22 Vict. cap. 65, 1858), and by and with the sanction of the Bishop of the Diocese,

That the apportionment to the Church Society of the Diocese of Huron of part of the lands, property and funds of the Church Society of the Diocese of Toronto be and the same is hereby submitted to the decision of the Bishops of Toronto and Huron together with the Honorable Sir James Buchanan Macauley, who, at his option, shall either act with the said Bishops, in which case the decision of the majority shall be final, or as umpire when his decision alone shall be final, and that upon the concurrence of the Church Society of the Diocese of Toronto in this reference, the necessary bonds of submission to the proposed arbitration be prepared and executed under the seal of this Society.

B. ON THE CONFIRMATION OF THE AWARD.

Be it therefore enacted by the Church Society of the Diocese of Huron under the authority of their Act of Incorporation (22 Vict., 1858, cap. 65), and by and with the sanction of the Bishop of the said Diocese, That the following be the By-Law to confirm the award made between the Church Societies of the Dioceses of Toronto and Huron by the Right Reverend the Lord Bishop of Toronto and the Right Reverend the Lord Bishop of Huron and the Honorable Sir J. B. Macauley.

Whereas, The Right Reverend John, Lord Bishop of Toronto, the Right Reverend Benjamin, Lord Bishop of Huron, and the Hon. Sir J. B. Macauley, Knight, have made their award in certain matters pending between the Church Society of the Diocese of Toronto and the Church Society of the Diocese of Huron, in the terms set forth at length in the award signed and sealed by the above named parties. And, whereas, it is advisable and necessary that the Church Society of the Diocese of Huron shall confirm the said award and authorize the provisions thereof to be effectually carried out,

Be it therefore enacted that the said recited award be and the same is hereby accepted and confirmed.

Be it also enacted that the President of the Society shall make, do and execute all such acts, releases, deeds and conveyances as may be required to complete and carry out the provisions of the said award.

XXVI.—On the Episcopal and Archdeacons' Fund.

Be it enacted by and under the authority of the Act of Incorporation of the Church Society of the Diocese of Huron (22 Vic., 1858, cap 65), and by and with the sanction of the Bishop of the said Diocese:

1. That all former resolutions passed by the Society, with reference to the disposition of the Episcopal Fund, be and are hereby rescinded.

2. That the Episcopal Fund, and the securities lately received from the Diocese of Toronto, on the death of the late Bishop of that See, and the elevation of his successor, the late Archdeacon of York, shall form one fund, from the income of which \$400 shall be paid to an Archdeacon, and the balance, after paying the necessary expenses connected with this fund, shall be paid to the Bishop.

And this section of this By-Law shall take effect on and from and after the 26th day of August, A. D. 1868.

XXVII.—On the Appropriation of the Commutation Fund.

Be it enacted by and under the authority of the Act to Incorporate the Synod of the Diocese of Huron (38 Vic., cap. 78, 1874, Ont.) that the interest of the Clergy Commutation Fund shall be appropriated as follows:

1. That all accrued interest over and above that required for the payment of the original Commuted Clergymen, and for

the payment of expenses connected with the fund, or of any rate for which the fund may be assessed for expenses connected with the fund, shall be appropriated in the following manner and order:

2. Every Clergyman of ten years' active service in the Diocese, who may be placed on the Superannuation List, and not being under ecclesiastical censure, shall receive a superannuation allowance of \$400 per annum, and an additional sum of \$10 for each and every year of active service over and above the ten years, from the commencement of his Ministry in the Diocese, but in no case shall the allowance exceed in the aggregate \$600, including the amount paid to the original Commuted Clergy.

3. That after the above claims have been fully and first satisfied in the order as set forth in this Canon, the balance, if any, shall form part of the Mission Fund.

4. That this Canon shall take effect from and after April 1, 1876, and all provisions, By-Laws and Canons respecting the Commutation Fund and the surplus interest thereof, shall be and are hereby rescinded from and after the said date, and all grants made in pursuance of any such By-Laws or Canons shall, from said date, absolutely cease and determine.

XXVIII. - On the Widows' and Orphans' Fund.

Be it enacted.—

1. That all rents, issues and profits of lands or tenements held by the Synod for the relief of the Widows and Orphans of Clergymen, and all moneys given or granted for the same purpose by individuals, or appropriated to the fund by the Synod, shall be put to the credit of the Widows' and Orphans' Fund.

2. That the Synod shall and will put to the credit of the Widows' and Orphans' Fund yearly and every year on the thirty-first day of March, a sum of money equal to ten dollars for every Clergyman in the Diocese, which sum shall be considered as part of the income of the said fund.

3. That in order to entitle Widows and Orphans of any Clergyman to enjoy the annuity hereinafter provided, he must from his ordination or entrance into the Diocese have become and continued to be an annual subscriber of at least five dollars

to the funds of the Synod, or have become a life member of the former Church Society of the said Diocese, and have made all the collections and subscriptions called for, for the Synod, unless excused therefrom by a written dispensation from the Lord Bishop, giving the reason for such dispensation being granted, which dispensation shall be forwarded by the Clergyman holding the same to the Secretary-Treasurer, who shall record it in a book to be kept for that purpose, which book shall be submitted to the Standing Committee for inspection at the meeting in June. That the sums required by this section to be paid by Clergymen, be paid on or before the first day of March, in each year, to the Secretary-Treasurer, to be entered by him in a book to be kept for this purpose; and it shall be the duty of the Secretary-Treasurer to lay before the Standing Committee, at the meeting in the month of June in each year, a list of the names of those Clergymen who have not complied with the requirements of this section.

4. That every Clergyman entering the Diocese and receiving written licence, and every person ordained in the Diocese under thirty years of age, shall receive all the benefits of the Widows' and Orphans' Fund, on complying with the conditions of this Canon. But all others shall pay in addition to the requirements of Section 3 of this Canon an entrance fee according to the following scale: When over 30 years and under 35 years, a fee of \$20; when over 35 years and under 40, a fee of \$30; when over 40 years and under 45, a fee of \$40; when over 45 years, a fee of \$50; to be paid within six months of such entrance into the Diocese, in one payment, or, under the sanction of the Bishop, by annual instalments of five dollars; and in case such Clergyman shall de cease before such instalments be paid, that then such instalments as they become due shall be deducted from the annuity payable to his Widow and Orphans. The same scale of payments according to the ages specified, to apply to every Clergyman who re-marries and is desirous of availing himself of the provisions of this Canon; said payment to be made within six months after such re-marriage.

5. If a Clergyman is ordained within three months previous to the close of a financial year (now March 31), he shall be exempt from any annual subscription for that financial year, but this shall not be held to affect his liability to pay an entrance fee.

6. Every leave of absence of a Clergyman must be in writing, signed by the Bishop, and must be forwarded by the recipient to the Secretary-Treasurer of the Synod for registration within one month from its date.

7. The absence of a Clergyman from the Diocese for over two years shall be deemed a forfeiture of all claims upon the fund.

8. In case of decease of any Clergyman, all payments of annual subscriptions then in arrear by him shall be considered due to the end of the financial year previous to said decease.

9. That the Secretary-Treasurer shall lay before the Synod, at its meeting in June, in each year, a statement of all the lands belonging to this Fund, and of all the moneys invested or in his hands on the 31st day of March preceding, belonging to the Widows and Orphans' Fund, and of all moneys received and paid on account.

10. That from and after the passing of this Canon, the Synod will pay to the widow of every Clergyman of this Diocese who, from the passing of this Canon, or from the time of his appointment in this Diocese, shall have been a subscriber of five dollars per annum to the funds of the Synod, or shall have become a life member of the former Church Society, and who shall have complied with the requirements of this Canon, such an annuity not exceeding Two Hundred Dollars, as the income of the Fund will permit, payable in four equal annual payments on the first days of January, April, July and October in each year, the first of such quarterly payments to be made on the day above mentioned next following the death of her husband, except in the case of the widows and orphans of those Clergymen who are on the Commutation Fund, or who are paid by any other Society, whose annuity shall commence from the time that their payment from the Commutation Fund or said other Society ceases, such payments to be continued during her natural life, or so long as she shall remain a widow; and when more than two children, a further annuity not exceeding Forty Dollars as the income of the Fund will admit, for each child over the number of two children of said widow, under eighteen years of age, provided that no more than one hundred dollars a year be paid for orphans in one family, except when orphans alone are left, and then a pension of sixty dollars for each child shall be paid up to two hundred dollars in one family. In case of the death or the re-marriage of any widow, the

annuity of sixty dollars for each, up to two hundred dollars a year, shall be paid to the guardians of such children. All annuities to the orphans of Clergymen shall cease upon their attaining the age of eighteen years or upon their marriage. All annuities under this Fund shall, in case the income of the Fund prove insufficient to meet them in full, be paid in such equal proportions as the income will allow, unless steps shall be taken by the Synod to pay them according to the above scale, and all annuities paid from this Fund shall be subject to such changes and alterations of this Canon as the Synod shall from time to time deem necessary to be made.

11. Any Clergyman marrying while he is on the superannuation list of the Diocese shall forfeit all claim whatever upon the Widows' and Orphans' Fund, saving and excepting the rights of children by a former marriage. Nevertheless the Synod may make a grant for a limited number of years to the widow of any superannuated Clergyman.

12. That all moneys to the credit of this Fund that may not be required to meet the annuities payable to the widows and orphans of the Clergy, shall be from time to time invested in some good and efficient security, upon the recommendation of the Standing Committee.

13. Every widow or guardian of any of the orphans of Clergymen desiring annuities from the Widows' and Orphans' Fund, shall apply by memorial to the Synod for such annuity, setting forth the time of decease of such Clergyman, the name of his widow and the names and ages of each of the children, as the case may be.

14. Every annuitant on the Widows' and Orphans' Fund shall annually, on the first day of January, make one of the following declarations in the presence of a Clergyman or Magistrate, which declaration shall be attested by the Clergyman or Magistrate before whom it is made.

DECLARATION TO BE MADE BY A WIDOW.

I.....do hereby declare that I am the widow of the late Rev.....and that I am entitled to an annuity from the Widows' and Orphans' Fund of the Diocese of Huron; and that I am still a widow, and further, that my children as named below are under the age of eighteen:

Names and ages of Children.....	Description
Name of Clergyman or Magistrate.....	Residence.....

DECLARATION TO BE MADE BY THE GUARDIAN OF CHILDREN.

I.....do hereby declare that I am the duly appointed guardian of the children of the late Rev..... whose names and ages are respectively written below that they are entitled to annuity from the Widows' and Orphans' Fund of the Synod of the Diocese of Huron:

Names of Children and their ages.....
 Name and description of Clergyman.....
 Signed before me..... Magistrate.

15. That should any doubt hereafter arise as to the interpretation of the Canon, or the construction which should be put upon it or any of its clauses, such doubts shall be referred to the Standing Committee, who shall make a report thereupon to the Synod, and their decision upon such doubt, when sanctioned and confirmed by the Lord Bishop of the Diocese, shall be final.

16. That this Canon shall take effect from January 1st. 1874.

Amendment passed Second June, 1875, and confirmed June, 1876.

That Section No. 2 of the Widows' and Orphans' Fund Canon relating to the annual grant from the General Purposes Fund be suspended for five years from March 31, 1874; and

That the amount payable each year under said Section No. 2 be placed to the credit of the Mission Fund Debt Account, unless otherwise ordered by the Synod.

XXIX. - On the Expenditure of the Mission Fund in the Diocese of Huron.

In order to carry out more effectually the Mission work of this Diocese, it is desirable that the By-Laws for the expenditure of the money of the Mission Fund should be repealed; and that, in framing new ones, the following principles and objects should, as far as possible, be kept in view:—

(1.) To apply the Mission Fund so as to elicit the greatest amount of local effort, and to render each Mission, as soon as practicable, self-supporting.

(2.) To raise the stipends of our Missionaries.

(3.) To render the payments of stipends to Missionaries as certain and as regular as possible, without wholly destroying

that wholesome degree of stimulus necessarily implied in the voluntary system.

(4.) To relieve the Missionary from the unpleasant, invidious, and derogatory task of pleading before his people for his own stipend; and yet to make it his duty and his interest to urge the claims of the Mission Fund upon them.

SCALE PROPOSED.

1. The grants to be made from this fund to raise the stipend from all sources for a Deacon to at least \$500 per annum; Priest of three years' standing and under, to at least \$600 per annum; Priest of three to five years' standing and under, to at least \$700; and, in the discretion of the Standing Committee, for a Priest of over five years' standing, to at least \$800 per annum, if the funds of the Synod will admit of it.

CASES EXCLUDED.

2. (1.) No congregation enjoying the exclusive services of a Clergyman shall be entitled to receive any grant from the Mission Fund towards the support of such Clergyman, except upon the special recommendation of the Standing Committee.

(2.) No Parish which is considered by the Standing Committee as able to pay its Clergyman the sum of \$800 per annum, and to provide him with a suitable residence or its equivalent, shall receive any grant from the Standing Committee.

ANNUAL REVISION OF GRANTS.

3. The Mission Fund grants shall be only in force until March 31st of each year, and shall be revised annually.

It shall be the duty of the Standing Committee, at their meeting in September, to revise the Mission Fund pay list, and to decide what grants shall be made therefrom for the year commencing April 1st following.

QUARTERLY PAYMENT OF GRANTS.

4. It shall be the duty of the Secretary-Treasurer of the Synod to pay *quarterly* to the Missionaries, out of the Mission Fund of the Diocese, such grants as have been voted by the Standing Committee.

COMMITTEE ON MISSIONS FOR EACH RURAL DEANERY.

5. To carry out the above plans and objects there shall be appointed annually by the Bishop, during the session of the Synod, for each Rural Deanery, two Clergymen and two Laymen, being Communicants, who, with the Archdeacon and Rural

Dean of the locality, shall constitute a *Committee on Missions for that Rural Deanery*, of which Committee the Archdeacon or Rural Dean and any two appointed members shall form a quorum. The Rural Dean shall be the Convener; and the Archdeacon, or in his absence the Rural Dean, the Chairman.

6. Before a grant is made by the Standing Committee in aid of any Mission, it shall be the duty of said Missions Committee, if required by the Standing Committee, to visit such Mission in order to confer with the several congregations thereof, for the purpose of ascertaining their resources and liabilities, and of arranging with them as to the amounts which they might fairly be expected to raise towards the stipend of their Missionary; unless in the case of any remote Missions where such a visit may be deemed inexpedient by His Lordship the Bishop and three-fourths of the members present at a regular meeting of the Standing Committee; and said Committee shall report to the Lord Bishop within one week of their visit the result of their enquiries, the arrangements which they have made with the several congregations, and the action they would recommend.

7. This report, with such remarks thereon as the Lord Bishop may deem fit, shall be laid before the Standing Committee at its next ensuing meeting, when the Standing Committee shall decide as to the amount which it is able and willing to grant towards the support of a Missionary in said Mission.

8. When the several congregations of any Mission shall have agreed with the Standing Committee upon the amounts which they will severally contribute towards the stipend of their Missionary, and upon the services to be maintained by him, and have recorded such engagement by resolution passed in Vestry (a certified copy of which shall be sent to the Secretary-Treasurer); then it shall be the duty of the Churchwardens to remit such contributed amount in quarterly payments to the Secretary-Treasurer of the Synod. And upon the regular payment of the contribution stipulated, the Standing Committee hold themselves bound to maintain the ministrations of the Church in the places and at the times agreed upon, so long as such regular payment shall continue to be made.

9. In case any congregation of any Mission fail to make up its quota of a Missionary's stipend, as stipulated by them with the Standing Committee; then, on the requisition of the

Standing Committee, the said Committee on Missions for the Rural Deanery shall revisit the defaulting congregation of said Mission, and endeavor to induce the people to raise the proportion payable by them to the stipend of their Missionary to the amount required, and report within one week of the time of their visit, to the Lord Bishop, the result of their labors, which report the Lord Bishop shall lay before the Standing Committee, with his recommendations in regard thereto, at its next ensuing meeting.

10. It shall be the duty of the Missionary in charge of the defaulting congregation, and the Churchwardens thereof, to appear before this Committee on Missions, when notified by the Chairman thereof of the time and place of their meeting, which place shall be in the Mission.

11. A full written report of all the evidence taken by the Committee, with their opinion on the merits of the case, shall be forwarded to the Lord Bishop within one week after the completion of their enquiry, by the Archdeacon or Rural Dean presiding and authenticated by his signature; and on receiving this report, the Lord Bishop shall lay it before the Standing Committee at its next ensuing meeting, with any remarks appended thereto that he may deem proper.

12. In case the congregation shall continue in arrears in regard to their engagements, after having been reported in default, and shall still refuse or neglect to pay up such arrears, then the Lord Bishop shall refer the case to the Standing Committee to be dealt with by them at their discretion; and in case it shall be considered desirable to remove the Missionary from such Mission, the Secretary-Treasurer shall not pay any moneys to a new Missionary in said Mission until all arrears and advances shall have been paid to the Synod.

13. No Clergyman or Layman shall serve on the Committee on Missions when his own Mission forms the subject of enquiry; but the Missionary in charge shall have the right of objecting to any appointed member of the Committee, on showing cause for so doing to the satisfaction of the Lord Bishop, who shall then appoint another in the room of the one objected to, as far as this case is concerned.

14. The actual necessary expenses of the Committee on Missions in each Rural Deanery, incurred in carrying out the provisions of this By-Law, shall be paid by the Secretary-Treasurer out of the general Mission Fund of the Diocese to

the Chairman of the Committee, who shall pay the expenses of the several members of the said Committee.

OUTFITS.

15. Only such Missionaries as are ordained by the Bishop of the Diocese or, having come from another Diocese, have been ordained not more than three years, are not more than thirty years of age and have not received an outfit therein, and are appointed to a charge consisting of more than one station, necessitating the keeping of a horse, shall receive the sum of \$100 as an outfit. And this sum shall be given upon the condition that at least three years' service be given in this Diocese by the Clergyman receiving the grant; otherwise, the grant shall be charged *pro rata* against his stipend from the Mission Fund.

16. The By-Laws of the late Church Society for the management of the funds of the Mission Board are hereby repealed.

XXX.—On the Election of Delegates to the Provincial Synod and of any Committees of the Synod which are Elected by Ballot.

1. The election shall take place first in the order of business on the second day of the annual session of the Synod.

2. Two Clergymen and two Laymen shall be named by the Chair to act, in conjunction with the Honorary Secretaries, as scrutineers of the vote of each ballot for delegates to the Provincial Synod, and two of either order out of which members are to be elected, as scrutineers for each Committee that it may be necessary to elect.

3. Printed lists shall be prepared, alphabetically arranged, of the Clerical and Lay members of the Synod, including the names of all Lay Delegates whose election has been certified to the Secretaries in accordance with the Constitution, for delegates to the Provincial Synod, and each Committee on which members are to be elected, specifying in each case the number to be elected. In case of the election of Committee on Discipline, the lists shall only contain the names of those Clergymen who are eligible for election. The list for each several Committee being distinguished by being printed on paper of different color. (*)

(*) NOTE.—Session of 1878. *Resolved*, That in future the ballot papers for the Standing Committee shall denote the members for the past year and state the number of quarterly meetings at which each was present.

4. Provided always, that in the event of any one being elected to act in any capacity under this Canon, who, by action of the Synod during the session, may be declared not a legal member of the same, his election shall be void, and the person who obtained the next highest number of votes shall be elected instead.

5. The lists shall be furnished to the members of the Synod by the Secretaries on the first day of session, and they shall bring them completed the next morning, each member, who desires to vote, having put a cross opposite the names of the persons he votes for on the various lists.

6. The order of proceedings shall be varied on the second day of session, by the report of the Committee on Lay Delegates being presented and dealt with immediately after No. 6 of order of proceedings, and the calling of the roll postponed until after this report has been disposed of.

7. As each name is called, the person called shall deposit his voting papers in the ballot-boxes to be provided for the purpose, one for each Order for each set of papers.

8. On the whole of the number present, who wish to do so, having voted, the boxes shall be set aside, and the regular business proceeded with until the first adjournment, when the various scrutineers shall examine the lists which they are appointed so to do, and report the result to the Synod on its re-assembling.

NUMBER OF DELEGATES TO PROVINCIAL SYNOD.

9. That in the ballot for Delegates, each Clergyman and Layman shall vote for not more than sixteen of their respective Orders, and that the Scrutineers be directed to report the names of the sixteen Clergymen and Laymen respectively who shall have received the highest number of votes; the first twelve of each Order to be considered as the Representatives of this Synod to the Provincial Synod, and the other names to be considered as substitutes, in case of sickness or other good cause why the Representatives appointed may not be able to attend the meeting of the Provincial Synod, and in case of their being required, they shall be taken in the order in which their names appear on the Scrutineers' report, and the Secretary of the Provincial Synod shall be notified of the change at least one week before the meeting of the said Synod.

LIST OF FORMS.

- 1.—Certificate of the Election of a Bishop.
- 2.—Form of Commission and Instructions to Archdeacons.
- 3.—Form of Commission and Instructions to Rural Deans.
- 4.—Letters Testimonial.
- 5.—Si Quis and Certificate.
- 6.—Licence.
- 7.—Letters Dimissory.
- 8.—Bene Decessit.

FORMS.

I.—Certificate of the Election of a Bishop.

TO BE SIGNED BY THE CHAIRMAN AND SECRETARIES OF THE SYNOD.

This is to certify that, ... at
 the day of in the year of our Lord
 the Clergy and Lay Representatives of the Diocese of Huron,
 entitled to vote, did meet together, in accordance with the terms of the Con-
 stitution of the Synod and the Canons of the Diocese, for the purpose of elect-
 ing a Bishop (or Coadjutor Bishop), to superintend the Diocese, now vacant by
 the demise (or translation, resignation or deprivation), of the Right Reverend
 the late Bishop, and did make choice of, and elect to that sacred
 office whom they now humbly and respectfully present to the
 Metropolitan (or presiding Bishop) and his Right Reverend Colleagues for con-
 secration (or collation) as our future Diocesan (alter according to circum-
 stances).

In testimony whereof, these presents are at the place and on the day
 above mentioned, and in the presence of the Synod, signed by us,

Chairman.
 Clerical Secretary.
 Lay Secretary.

II.—Commission to Archdeacons.

..... BY DIVINE PERMISSION, BISHOP OF HURON.

(L. S.)

To our well beloved in Christ Incumbent
 of (or Rector) in the Diocese of
 Huron, in the Province of Ontario. Greeting.

Whereas, The Diocesan Synod of our Diocese of Huron have constituted a Canon for the appointment of Dignitaries and other Diocesan Officers, and have vested the said appointment in the Bishop.

And Whereas, We have thought fit upon mature consideration to appoint you the Archdeacon of the Archdeaconry..... in the said Diocese. *Therefore know ye* that in the exercise of our functions and duties we do freely, and of our mere good will, nominate, constitute and collate you to be our Archdeacon of the Archdeaconry of..... comprising.....

..... in our Diocese of Huron, in the Province of Ontario, and we do give and grant unto you full power and authority in the case of our absence from our said Diocese, with our allowance and consent previously signified to you, to admit and in due form, to institute to any Ecclesiastical Benefice whatsoever within your Archdeaconry, such Clerks as we shall recommend to you, and to induct them, or cause them to be inducted into the real, actual and corporal possession thereof, they and every one of them having first subscribed to the Thirty-nine Articles of Religion agreed upon by the Archbishops, Bishops, and the whole Clergy of both the Convocations holden at London, in the year of our Lord One Thousand Five Hundred and Sixty-two, and to the Three Articles of the 36th Canon of the Canons Ecclesiastical, published in the Year of our Lord One Thousand Six Hundred and Three, and made and subscribed a Declaration that they will conform to the Liturgy of the Church of England as it is by law established, and having also taken the Oath of Allegiance, Supremacy and Canonical obedience required to be taken.

And Lastly, we do give and grant unto you, to visit our Clergy of all the Churches within your said Archdeaconry, wherein Divine Service is, or shall be celebrated according to the Rites and Liturgy of the Church of England, resident in your said Archdeaconry, and to examine the state of the Churches and take order for the due maintenance or reparation thereof; you having before us made such subscription and taken such oaths as are in this case required to be subscribed and taken, and you are from time to time, with diligence and effort, duly to certify us concerning whatever you shall have transacted and done in subordination to our jurisdiction in the premises, by virtue of these presents.

And we do will and desire, that in executing the said office of Archdeacon, in virtue of this our Commission, you do in all respects act according to the instructions herewith or hereafter to be given.

In doing which things faithfully, you, the said Archdeacon, will very much assist us, your Bishop, in the discharge of the great duty incumbent upon us.

In Witness Whereof, we have caused the seal which in this behalf we use, to be hereunto affixed this..... day of..... in the year of our Lord One Thousand Eight Hundred and..... and of our Consecration, the.....

INSTRUCTIONS TO ARCHDEACONS.

The following instructions for the government of Archdeacons, in addition to those given in the Commission, are published for the information of all concerned:

1. Archdeacons should visit every Parish or Mission in their respective Archdeaconries, at least once within two years.
2. The Archdeacons shall, as far as is practicable, see that any plan or plans submitted to the Diocese by the Bishop, are faithfully carried out in every Parish and Mission.

3. The Archdeacons will carefully ascertain the amount of income and expenditure—the value of any real estate and amount invested—titles of real estate and nature and safety of investments, and, generally, everything that pertains to the temporalities of each and every Parish or Mission, and report the same annually to the Bishop.

4. The Archdeacons will direct the management of all Church temporalities within their respective Archdeaconries, subject to the Rules of the Synod of the Diocese.

5. The Archdeacons are to ascertain where new Missions should be opened, and report the same to the Bishop.

6. But chiefly and earnestly the Archdeacons should make themselves acquainted with the working of the Synod, its Constitution, and all its objects, in order that they may be able to give full and satisfactory information of the same, and thereby secure the hearty co-operation of all the members of the Church.

7. The Archdeacons should at all times, and in every possible way, co-operate with the Rural Deans and Clergy in every effort to diffuse Missionary intelligence, and create a spirit for the extension of the Church.

III.—Commission to Rural Deans.

BY DIVINE PERMISSION, BISHOP OF HURON.

(L. S.)

To our well beloved in Christ,

Greeting.

Whereas, the Diocesan Synod of our Diocese of Huron have constituted a Canon for the appointment of Dignitaries and other Diocesan Officers, and have vested the said appointments in the Bishop.

And Whereas, we have thought fit upon mature consideration to appoint you Rural Dean of the Rural Deanery in our Diocese of Huron, in order that we may be regularly and fully informed of the ecclesiastical condition of every Parish and Mission therein, and that other duties appertaining to the office may be properly discharged.

We therefore, confiding as well in your zeal for the glory of God and the good of His Church, as in your prudence and discretion, do by these presents constitute and appoint you to be Rural Dean of that part of our Diocese, consisting of the County of

And we will and desire that, in executing the said office of Rural Dean, in virtue of this our Commission, you do in all respects act according to the instructions herewith or hereafter to be given.

In doing all which things faithfully, you, the said Rural Dean, will very much assist us, your Bishop, in the discharge of the great duty incumbent upon us.

Given under our hand and seal this day of in the year of our Lord One Thousand Eight Hundred and and of our consecration, the

INSTRUCTIONS TO RURAL DEANS.

Instructions (in addition to those given in their commissions) to the Rural Deans of the Diocese of Huron :

1. The Rural Dean shall furnish to the Archdeacon a full report annually, one month before the meeting of the Synod ; so that the Archdeacon may embody the same, or a part of the same, in his report to the Bishop.

2. The Rural Dean shall visit every Parish or Mission in his Deanery, at least once a year, to confer with the Clergy, Churchwardens and other officers of the Church, and to inspect Churches, Church-yards, books, ornaments and utensils, parsonages and other buildings belonging thereto, and note all additions, alterations, decays and dilapidations.

3. The Rural Dean shall inspect Parish Registers—make inquiries as to the times and modes of public service—the condition of Parish and Sunday Schools and libraries—and furnish information useful for promoting Church education.

4. The Rural Dean shall convene the quarterly meeting in the second week of February, May, August and November, and shall notify the Archdeacon of the time and place of such meeting.

5. It shall be the duty of the Rural-Decanal Chapter to adopt, subject to the Bishop's approval, such rules and regulations for their own government, and for the increase and promotion of Church work and growth within their Deanery as they deem best.

IV.—Letters Testimonial for Holy Orders,

TO BE SUBSCRIBED BY TWO OR MORE PRESBYTERS, AND (IF NOT OF THIS DIOCESE) COUNTERSIGNED BY THE BISHOP OF THE DIOCESE
IN WHICH THE SUBSCRIBERS RESIDE.

Whereas, our well beloved in Christ.....hath declared to us his intention of offering himself as a candidate for the Sacred Office of a Deacon (or Priest), and for that end hath requested of us letters testimonial of his good behavior. We, therefore, whose names are hereunto subscribed, do testify that the said.....having been personally known to us for the space of three years last past (or such shorter period as may have elapsed since the date of the College Testimonial, or that the parties may have known him), that we have had opportunities of observing his conduct ; that during the whole time we believe that he hath lived piously, soberly and honestly, nor hath he at any time (as far as we know or have heard), maintained or written anything contrary to the doctrine or discipline of the United Church of England and Ireland ; and, moreover, we believe him, in our consciences, to be, as to his moral conduct, a person worthy to be admitted to the Sacred Order of Deacons (or Priests).

In testimony whereof, we have hereunto subscribed our names this..... day of.....in the year of our Lord One Thousand Eight Hundred and.....
(To be addressed to the Bishop.)

V.—Si Quis and Certificate.

TO BE READ ON SOME SUNDAY, AT LEAST ONE MONTH BEFORE THE DAY OF ORINATION.

Notice is hereby given, that.....resident (in this Parish, or name the place of residence), intends to offer himself as a Candidate

for the Holy Office of a Deacon (or Priest) at the ensuing ordination by the Bishop of Huron, and if any person knows any just cause or impediment why he ought not to be admitted to the said office of Deacon (or Priest), he is hereby requested to declare the same to me, or to signify the same forthwith to the Bishop of Huron.

We do hereby certify that the above notice was publicly read by the undersigned, during service in..... on Sunday.....
the..... day of..... and that no impediment was alleged.
Officiating Minister.
Churchwarden.
Churchwarden.

VI. — Licence.

We..... by Divine permission, Bishop of Huron, to our beloved in Christ..... Clerk..... Greeting, We do, by these presents, give and grant unto you, in whose fidelity, morals, learning, sound doctrine and diligence, We do fully confide, our licence and authority to perform the office of..... in the City (Town or Township) of..... in the County of..... within our Diocese and jurisdiction, in reading the Common Prayers and performing other ecclesiastical duties belonging to the said office, according to the form prescribed in the Book of Common Prayer, and the Canons and Constitutions in that behalf lawfully established and promulgated, and not otherwise, or in any other manner (you having first before us subscribed the Articles, taken the Oaths, and made and subscribed the Declaration, which in this case are required to be subscribed, made and taken).

In witness whereof, We have caused our seal, which we use in this case, to be hereto affixed: Dated the..... day of..... in the year of our Lord One Thousand Eight Hundred and..... and in the..... year of our Consecration.

VII. — Letters Dimissory for Ordination.

Whereas, our well beloved in Christ..... hath offered himself to us..... Bishop of..... as a Candidate for Ordination and admission into the Holy Order of Deacons (or Priests), and hath produced the requisite testimonials, and hath declared his readiness to make the subscriptions required by the Canons of the Church, and hath complied with the Canons of the Diocese with respect to Candidates for Ordination; and hath, moreover, been duly examined touching his knowledge of Holy Scripture and general learning, and hath been found sufficiently qualified for the Holy Office of a Deacon (or Priest), we, the Bishop aforesaid, being prevented by sundry and weighty causes from holding an Ordination at this time, and knowing that our Right Reverend Brother..... Bishop of..... is about to hold an ordination, do, by these presents, grant our Letters Dimissory, commending the said..... to our said Right Reverend Brother, and earnestly requesting him to admit the said..... into the Holy Order of Deacons (or Priests), in our stead.

In witness whereof, we have subscribed these presents at..... on this..... day of..... in the year of our Lord..... and in the..... year of our Consecration.

VIII. — Bene Decessit.

Whereas, the Reverend..... being about to leave this Diocese, has requested of us Letters Testimonial of his good life and conversation, we..... Bishop of Huron, do hereby testify that the said..... during the time that he served as..... in this Diocese, which was

from.....to the present date, did behave himself piously, soberly and honestly, nor do we know that he believed or maintained any opinion contrary to the doctrine or discipline of the United Church of England and Ireland.

In witness whereof, we have hereunto subscribed our hand and affixed our seal.

Dated at.....Ontario, this.....day of.....in the year of our Lord One Thousand Eight Hundred and.....in the.....year of our Consecration.

—:—:—:—

SPECIAL FORMS OF PRAYER.

PRINTED UNDER THE DIRECTION OF THE BISHOP.

A Prayer

For the Governor-General, to be read in Morning and Evening Service after the prayers for the Queen and Royal Family; or, when the Litany is used, immediately before the General Thanksgiving; except during the Session of Parliament, when it shall be read immediately before the Prayer for the Parliament.

Lord of all power and mercy, we earnestly beseech Thee to assist, with Thy favor, the Governor-General of this Dominion, and the Lieutenant-Governor of this Province; cause them, we pray Thee, to walk before Thee, and the people committed to their charge, in truth and righteousness; and enable them to use their delegated power to Thy glory and to the public good, through Jesus Christ our Lord. AMEN.

A Prayer

For the Provincial Parliament, to be used in the same order as the Prayer for the High Court of Parliament.

Most gracious God, we humbly beseech Thee, as for the United Kingdom of Great Britain and Ireland, and Her Majesty's other dominions in general, so especially for this Dominion, and the Parliament thereof at this time assembled, (or, so especially for this Province, and the Parliament thereof at this time assembled); that Thou wouldst be pleased to direct and prosper all their consultations to the advancement of Thy glory, the good of Thy Church, the safety, honor and welfare of our Sovereign and this Dominion; that all things may be so ordered and settled by their endeavors, upon the best and surest foundations, that peace and happiness, truth and justice, religion and piety, may be established among us for all generations. These, and all other necessities, for them, for us, and Thy whole Church, we humbly beg in the name, and through the mediation of Jesus Christ, our most blessed Lord and Saviour. AMEN.

A Prayer

Appointed by the Bishop to be used in all the Churches in the Diocese of Huron, before the meeting of the Diocesan Synod, and also during the Session of the Synod.

Almighty and Everlasting God, who hast promised, through Thy Son Jesus Christ, to be with Thy Church to the end of the world; we beseech Thee to be present with the Synod of this Diocese, now (or about to be) assembled in Thy name. Vouchsafe of Thy great mercy so to direct, govern and sanctify them (us) in their (our) important work, by Thy Holy Spirit. that, through Thy

blessing on *their (our)* deliberations, the Gospel of Christ may be faithfully preached and obeyed, and the order and discipline of thy Church maintained and handed down unimpaired to those who shall come after us. Grant this, we beseech Thee, through the merits and mediation of Jesus Christ our Saviour. AMEN.

A Prayer

Appointed by the House of Bishops to be used in all Churches in the several Dioceses of this Dominion, on two or more Sundays previous to the meeting, and also during the Session, of the Provincial Synod.

Almighty and Everlasting God, who, by Thy Holy Spirit, didst preside in the Councils of the blessed Apostles, and hast promised, through Thy Son Jesus Christ, to be with Thy Church to the end of the world; we beseech Thee to be present with the Synod of this Province, *here, (or now about to be)* assembled in Thy name. Save *us (or them)* from all ignorance, error, pride and prejudice; and of Thy great mercy, vouchsafe, so to direct, govern and sanctify *us (or them)* in our *(or their)* important work, by Thy Holy Spirit, that, through Thy blessing on *our (or their)* deliberations, the Gospel of Christ may be faithfully preached and obeyed, and the order and discipline of Thy Church maintained amongst us, to the overthrow of Satan's power, and the final establishment of Thy heavenly kingdom: through the merits and mediation of Jesus Christ our Saviour. - AMEN.

Collect Before Diocesan Contributions.

A Collect to be said before the usual Contributions for Diocesan purposes. It may be used both on the Sunday before, as well as on the day of the offerings to God. It may be used also at any other time of Charitable contributions, according to the discretion of the Minister. To be used before the two final Prayers of the Litany, or of Morning and Evening Prayer.

O, Lord, our Saviour, Who didst love us, and give Thyself for us: and for our sakes became poor, that we, through Thy poverty, might be rich; we give Thee most grateful and humble thanks for that Thou hast vouchsafed to call us to the knowledge of Thy love, Thy grace, and faith in Thee; and we beseech Thee to grant unto us in return, at all times, but more especially at this time of our gifts for Thy service, the grace of a bountiful faith, a willing mind, and a cheerful liberality; that so we may prove the sincerity of our love, and our proffered subjection unto Thy Gospel; and that this, our loving and bounden duty and service, may not only supply the wants of others, but be abundant also by our many thanksgivings unto God, to whom, with Thyself and the Holy Spirit, be thanks for Thine unspeakable gifts, with all honor and praise, world without end. AMEN.

**Schedule of the Dates of the Adoption and Amendments
of the Constitution, Rules, etc., and Canons.**

	YEAR.	SESSION.	PAGE.
The Constitution adopted.....	1858	1	6
amended, 11th Article.....	1861	4	35
" 7th ".....	1863	6	77
" 15th ".....	1864	7	108
" 1st ".....	1866	9	200
" 15th ".....	1868	11	300
" 8th ".....	1869	12	340
The Constitution of Incorporated Synod adopted..	1875	18	17
amended, 3d, 6th, 8th and 16th Sections and Certificate of Election..	1877	20	38
amended, 9th Section.....	1877	20	40
amended, Certificate of Election.....	1878	21	41
Order of Proceedings amended, Rule 7.....	1866	9	200
" " 4.....	1876	19	46
" " 3.....	1877	20	38
Rules for the Preservation of Order amended, Rule 11	1865	8	166
" " 4.....	1867	10	248
Rules for the Preservation of Order of late Synod adopted by Incorporated Synod.....	1875	18	24
Rules regarding Committees amended, Rule 6.....	1866	9	201
" " 1.....	1873	16	25
Canon No. 1 On the Election of a Bishop adopted	1869	12	345
2 On the Certificate of a Bishop "	1869	12	345
3 On the Election of a Coadjutor Bishop adopted..	1869	12	345
4 On the Appointment of Dignitaries and other Officers and their duties adopted as a resolution..	1865	8	165
" " as a Canon.....	1867	10	247
" " also.....	1869	12	345
" " amended.....	1873	16	27
5 On Candidates for Holy Orders adopted	1869	12	345
amended	1870	13	392
6 On Candidates for Orders who have been Ministers of other denomina- tions, adopted.....	1869	12	345
7 On the Licence to Clergymen, adopted	1869	12	345
amended	1877	20	33-35
8 On the admission of Strangers to officiate, adopted.....	1869	12	345
9 On Lay Readers, adopted.....	1869	12	345
10 On the Patronage of Crown Rectories, adopted as By-Law by Church Society	1858	Sept.	
" " as Canon by Synod.....	1878	21	37
11 On Patronage, adopted as a resolution	1865	8	171
" " Canon....	1869	12	345
amended.....	1875	18	28
12 On Synodical Rectories, adopted.....	1872	15	491
" " also..	1877	20	40
13 On notice to be given on leaving a Parish or Mission, adopted as a resolution	1865	8	164
" " Canon....	1869	12	345

	YEAR.	SESSION.	PAGE.
Canon No. 14 for settling boundaries of Missions and Parishes and the subdivision and union of the same, adopted...	1869	12	345
15 On Repairs and Dilapidations, "	1869	12	345
16 On Restraining undue expenditure in Church building, adopted by Church Society	1865	June	
as By-Laws 4 and 25	1872	June	
by Synod as a Canon	1878	21	37
17 On Parochial Registers, adopted	1869	12	345
amended	1877	20	32-35
18 On Church Hymnals, adopted	1875	18	24
19 On the formation and organization of Vestries and declaring and defining the duties and powers of such Vestries, adopted for one year	1876	19	47
amended and adopted	1877	20	36
20 On Differences between Clergymen and their Congregations, adopted	1877	20	35
21 On the Superannuation of Clergymen, adopted	1870	13	392
repealed	1876	19	46
new Canon adopted	1877	20	37
22 On the Discipline of the Clergy, adopted	1870	13	384
amended	1870	13	392
"	1872	15	490
"	1873	16	27-29
"	1877	20	32
23 On making Collections regularly, adopted by Church Society as a resolution	1859	Dec.	
as a By-Law, part No. 2	1862	Oct.	
by Synod as a Canon	1878	21	37
24 On collecting for local Church purposes beyond a Parish, adopted by Church Society as part By-Law 2	1859	Dec.	
and By-Law 26	1872	Sept.	
adopted by the Synod as a Canon	1878	21	37
25 On the submission to Arbitration and Confirmation of the Award between the Dioceses of Toronto and P. E. I. adopted as a Canon	1859	Dec.	
the Church Society	1859	Dec.	
26 On the ... of the Church Society	1859	Sept.	
By-Law No. 7	1859	Sept.	
Resolution respecting same adopted by the Church Society	1867	Sept.	
amended by By-Law (No. 7) adopted by the Church Society	1868	August	
Adopted by the Synod as a Canon	1878	21	37
27 On the Appropriation of the Commutation Fund, adopted by the Church Society as a By-Law (No. 8)		Sept.	
As to Surplus, do. do. No. 9		March	

PART I.

SCHEDULE OF DATES.

65

	YEAR.	SESSION.	PAGE.
Canon No. 27 On the Appropriation of the Com-			
mutation Fund.....			
amended by the Church Society...	1871	June	
do. do. do.	1874	August	
do. and adopted by the Synod as a			
Canon.....	1875	18	40
amended by the Synod.....	1876	19	44
28 On the Widows' and Orphan's Fund,			
adopted by the Church Society as			
a By-Law.....	1859	Sept.	
amended do. Sec. 8.....	1859	Dec.	
" "	1864	June	
" "	1864	Dec.	
" "	1866	March	
" " " " Sec. 7.....	1867	Feb.	
" " " " Sec. 3.....	1870	Dec.	
new By-Law adopted by do.	1873	Nov.	
amended by the Synod Sec. 3....	1875	18	41
" " " " Sec. 4....	1876	19	46
confirmation of amendment Sec. 3	1876	19	48
amended and adopted by the Synod			
as a Canon.....	1877	20	37
29 On expenditure of Mission Fund....			
Bond between the Church Society			
and Parish adopted by Church			
Society	1859	June	
Report of Committee do.	1860	Dec.	
By-Law of Synod do. till Dec.	1864	June	
" amended and do.	1864	Dec.	(*)
Partial report of Committee on Re-			
organization of Missions adopted by			
Church Society.....	1868	Dec.	
Report of do. adopted as a By-Law	1869	March	
do. amended by Church Society	1874	Dec.	
Canon on the expenditure of the			
Mission Fund adopted by the Synod	1877	20	36
30 On the election of Delegates to the			
Provincial Synod, and Committees			
of Synod, adopted.....	1863	6	72
amended.....	1877	20	15
Canons 1, 2, 3, 4, 5, 6, 8, 9, 11, 14, 15, 17, 20 and			
22 were adopted provisionally for one year,			
but were finally adopted at dates given above	1867	10	257
Forms—Certificate of the Election of a Bishop;			
Letters Testimonial; Si Quis and Certificate;			
Licence; Letters Dimissory for Ordination;			
Bene Decessit; adopted.....	1870	13	378
These forms were adopted provisionally for			
one year in 1869, but were finally adopted at			
date given above.			
Commission and Instructions to Archdeacons; Com-			
mission and Instructions to Rural Deans; furnish-			
ed by the Bishop, as mentioned in his address..	1873	16	13
ecial Prayers, authorized by Synod.....	1872	15	494
Splice before Diocesan Contributions.....	1873	16	33

(*) See Church Society Report 1865, page 91.

**Bonds and Award in the Matter of the Arbitration Between
the Dioceses of Toronto and Huron.**

BOND (A.)

KNOW ALL MEN by these presents, That the Church Society of the Diocese of Toronto are held and firmly bound unto the Church Society of the Diocese of Huron in the penal sum of One Hundred Thousand pounds of lawful money of Canada, to be paid to the said The Church Society of the Diocese of Huron and their assigns, for which payment well and truly to be made the said The Church Society of the Diocese of Toronto bind themselves by these presents. Sealed with their Corporate Seal and signed by the hand of the Right Reverend John Strachan, D. D., Bishop of the said Diocese of Toronto, President of the said The Church Society of the Diocese of Toronto, this fourteenth day of January in the year of our Lord one thousand eight hundred and sixty.

WHEREAS, The said The Church Society of the Diocese of Toronto, and the said The Church Society of the Diocese of Huron, by Bonds bearing date the thirtieth day of June in the year of our Lord one thousand eight hundred and fifty-nine, became bound each to the other in the penal sum of One hundred thousand pounds of lawful money of Canada, whereby after reciting that before the Incorporation of the said the Church Society of the Diocese of Huron the said The Church Society of the Diocese of Toronto had received divers lands, stocks, funds and monies for the various purposes for which the said Church Society of the Diocese of Toronto was authorized to hold the same under and by virtue of the Act of Parliament incorporating the said Church Society, and also that the Act of Incorporation of the Church Society of the Diocese of Huron authorized and enabled the said last named Church Society to take, receive and hold any property that might be transferred or conveyed to that Society by any other Church Society of the Church of England in Canada, and also that the said the Church Society of the Diocese of Huron had just claims to receive some portion of the said lands, stocks, funds and monies of the said The Church Society of the Diocese of Toronto; and also that the basis of apportionment should be decided by the Arbitrament of the present Bishops of Toronto and Huron, and the Honourable Sir James Buchanan Macaulay, they were conditioned that if the said Church Societies should well and truly obey, abide by and perform any award that might be made under the hands and seals of the said present Bishops of Toronto and Huron and the said Honourable Sir James Buchanan Macaulay, or in the event of the said Bishops being unable to concur in a joint award, then of any award of the said Honourable Sir James Buchanan Macaulay alone, touching or concerning the division or apportionment of the lands, stocks, funds and monies of the said The Church Society of the Diocese of Toronto between the said Church Societies

and the manner in which, and the time when, such division or apportionment should be carried out, then those obligations should be void.

AND WHEREAS, In and by a certain Award made in pursuance of the above recited Bonds bearing date the twenty-ninth day of September, in the year of our Lord one thousand eight hundred and fifty-nine, and executed under the hands and seals of the said Bishops of Toronto and Huron and the said the Honourable Sir James Buchanan Macaulay, it was amongst other things ordered that the said the Church Society of the Diocese of Toronto and the said the Church Society of the Diocese of Huron should execute each to the other, under their corporate seals, mutual Bonds in penalties of one hundred thousand pounds respectively to save harmless and indemnified from any loss any of the Clergy whose salaries were charged by covenant made with the Church Society of the Diocese of Toronto on the Commutation Fund in either Diocese at the date of the said award or the widows and orphans of any Clergyman in either Dioceses who were or would be entitled to a charge on the Widows' and Orphans' Fund at the date of the said award if no division of that fund was made. The Church Society of the Diocese of Toronto becoming so bound to the Church Society of the Diocese of Huron to make up any deficiency in the annual amount chargeable upon the Commutation or Widows' and Orphans' Funds for the Clergy, widows and orphans above mentioned within the Diocese of Huron, and the said Church Society of the Diocese of Huron being bound to the Church Society of the Diocese of Toronto in the same manner and to the same extent for the Clergy, widows and orphans above mentioned within the Diocese of Toronto, but that no such deficiency shall be payable by either Church Society to the other unless notified by the Church Society so claiming for such deficiency, on or before the first day of February in the year next after that in which such deficiency should occur. The year for calculating such deficiency being from the first day of January in one year to the first day of January in the next year, as by the said Award reference being thereto had will fully appear.

NOW THE CONDITION of the above written Bond or obligation is such that in the said the Church Society of the Diocese of Toronto shall save harmless and indemnified from any loss any of the Clergy within the Diocese of Huron whose salaries were charged by covenant made with the said the Church Society of the Diocese of Toronto on the Commutation Fund at the date of the said award, or make up any deficiency in the annual amount chargeable upon the Commutation or Widows' and Orphans' Funds for the Clergy or the widows and orphans of any of the Clergy within the Diocese of Huron who were or would be entitled to a charge on the said funds respectively at the date of the said Award. BUT, so that no such deficiency shall be payable by the said the Church Society of the Diocese of Toronto to the said the Church Society of the Diocese of Huron, unless the said the Church Society of the Diocese of Toronto be notified by the said the Church Society of the Diocese of Huron on or before the first day of February in the year next after that in which such deficiency shall occur, and that the year for calculating such deficiency shall be from the first day of January in one year to the first day of January in the next year.

THEN the said Bond or obligation shall be void, otherwise to be and remain in full force and virtue.

Signed, sealed and delivered in presence of

J. Hillyard Cameron.

JOHN TORONTO.

(L. S.)

BOND (B.)

KNOW ALL MEN by these presents, That the Church Society of the Diocese of Toronto are held and firmly bound unto the Church Society of the Diocese of Huron in the penal sum of Ten thousand pounds of lawful money of Canada to be paid to the said the Church Society of the Diocese of Huron and their assigns, for which payment well and truly to be made the said the Church Society of the Diocese of Toronto bind themselves by these presents. Sealed with their corporate seal and signed by the hand of the Right Reverend John Strachan, D. D., Bishop of the said Diocese of Toronto, President of the said the Church Society of the Diocese of Toronto this fourteenth day of January, in the year of our Lord one thousand eight hundred and sixty.

WHEREAS, The said the Church Society of the Diocese of Toronto and the said the Church Society of the Diocese of Huron, by Bonds bearing date the thirtieth day of June, in the year of our Lord one thousand eight hundred and fifty-nine, became bound each to the other in the penal sum of One hundred thousand pounds of lawful money of Canada, whereby after reciting that before the Incorporation of the said the Church Society of the Diocese of Huron, the said the Church Society of the Diocese of Toronto had received divers lands, stocks, funds and monies for the various purposes for which the said Church Society of the Diocese of Toronto was authorized to hold the same under and by virtue of the Act of Parliament incorporating the said Church Society, and also that the Act of Incorporation of the Church Society of the Diocese of Huron authorized and enabled the said last named Church Society to take, receive and hold any property that might be transferred or conveyed to that Society by any other Church Society of the Church of England in Canada, and also that the said the Church Society of the Diocese of Huron had just claims to receive some portion of the said lands, stocks, funds and monies of the said the Church Society of the Diocese of Toronto, and also that the basis of apportionment should be decided by the Arbitrament of the present Bishops of Toronto and Huron, and the Honourable Sir James Buchanan Macaulay, they were conditioned that if the said Church Societies should well and truly obey, abide by and perform any award that might be made under the hands and seals of the present Bishops of Toronto and Huron and the said Honourable Sir James Buchanan Macaulay, or in the event of the said Bishops being unable to concur in a joint award, then of any award of the said Honourable Sir James Buchanan Macaulay alone, touching or concerning the division or apportionment of the lands, stocks, funds and monies of the said the Church Society of the Diocese of Toronto between the said Church Societies and the manner in which, and the time when, such division or apportionment should be carried out, then those obligations should be void.

AND WHEREAS, In and by a certain Award made in pursuance of the above recited Bonds, bearing date the twenty-ninth day of September, in the year of our Lord one thousand eight hundred and fifty-nine, and executed under the hands and seals of the said Bishops of Toronto and Huron and the said the Honourable Sir James Buchanan Macaulay, it was amongst other things ordered that the Church Society of the Diocese of Toronto should execute a Bond to the Church Society of the Diocese of Huron in a penalty of Ten thousand pounds that on the deaths of the present Bishop of Toronto, the present Archdeacon of York and the present Archdeacon of Kingston severally, the said Church Society of the Diocese of Toronto shall pay to the said Church Society of the Diocese of Huron the following sums: on the death of the Bishop of Toronto, the sum of Two thousand six hundred and eighty-six pounds, thirteen shillings and four pence; on the death of the Archdeacon of York, the sum of One thousand three hundred and thirty-three pounds; on the death of the Archdeacon of Kingston, the sum of Seven hundred and fifty-six pounds, and also on the deaths of all of the said three Clergymen the said Bishop and the said Archdeacons, or on the first day of January, in the year of our Lord one thousand eight hundred and seventy, whichever shall first happen, pay to the said Church Society of the Diocese of Huron the further sum of One thousand two hundred and five pounds thirteen shillings and four pence. the whole of such payments to be made by the Church Society of the Diocese of Toronto in any securities held by such Society at the time of such payment, bearing six per cent. interest at their par value; but that before any such payments or payment shall be made by the Church Society of the Diocese of Toronto, the Church Society of the Diocese of Huron should execute a covenant to the Church Society of the Diocese of Toronto that the said sums so to be paid as aforesaid, together with the sum of Two thousand three hundred and fifty-two pounds, which shall be provided by the said Church Society of the Diocese of Huron shall stand, be and remain forever a fund from the proceeds of which shall be paid a salary of Four hundred pounds per annum to the Bishop of Huron for the time being, and a salary of One hundred pounds per annum for an Archdeacon of Huron for the time being, it being the intention of the said Award, and being thereby awarded, decreed and adjudged that similar sums should be paid by the Church Society of the Diocese of Toronto for the benefit of the Eastern Diocese whenever that Diocese should be set apart on the same conditions as the said sums were so awarded to the Diocese of Huron, and that the sum of Eight thousand three hundred and thirty-three pounds, six shillings and eight pence should be set apart from the said Commutation Fund, and stand forever in the said Diocese of Toronto as a fund from which, after the death of the present incumbents, a salary of Four hundred pounds per annum should be paid to the Bishop of Toronto for the time being, and a salary of One hundred pounds to an Archdeacon of the Diocese of Toronto for the time being. And the Church Society of the Diocese of Toronto should execute a covenant to the Church Society of the Diocese of Huron to that effect on or before the fifteenth day of January next, as by the said Award, reference being thereto made, will fully appear.

NOW THE CONDITION of the above written Bond or Obligation is such that if the said the Church Society of the Diocese of Toronto shall pay to the said the Church Society of the Diocese of Huron in securities as above mentioned on the death of the said the Bishop of Toronto the sum of Two thousand six hundred and eighty-six pounds, thirteen shillings and four pence ; on the death of the said the Archdeacon of York, the sum of One thousand three hundred and thirty-three pounds ; on the death of the said the Archdeacon of Kingston, the sum of Seven hundred and fifty-six pounds, and also on the deaths of all of the said three Clergymen, the said Bishop and the said Archdeacons, or on the first day of January, in the year of our Lord one thousand eight hundred and seventy, whichever shall first happen, shall pay to the said the Church Society of the Diocese of Huron the further sum of One thousand two hundred and five pounds, thirteen shillings and four pence, but on condition that before any such payments shall be so made by the Church Society of the Diocese of Toronto, the said the Church Society of the Diocese of Huron shall execute a covenant to the said the Church Society of the Diocese of Toronto that the said sums so to be paid together with the sum of Two thousand three hundred and fifty-two pounds, which shall be provided by the said the Church Society of the Diocese of Huron shall stand, be and remain forever a fund from the proceeds of which shall be paid a salary of Four hundred pounds per annum to the Bishop of Huron for the time being, and a salary of One hundred pounds per annum for an Archdeacon of Huron for the time being. Then the said Bond or Obligation to be void, otherwise to be and remain in full force and virtue.

AND the said the Church Society of the Diocese of Toronto do hereby covenant to and with the said the Church Society of the Diocese of Huron that the sum of Eight thousand three hundred and thirty-three pounds, six shillings and eight pence shall be set apart from the said Commutation Fund and stand forever in the said Diocese of Toronto as a fund from which after the death of the present Incumbents a salary of Four hundred pounds per annum shall be paid to the Bishop of Toronto for the time being, and a salary of One hundred pounds per annum to an Archdeacon of the Diocese of Toronto for the time being.

Signed, sealed and delivered in presence of
J. Hillyard Cameron.

JOHN TORONTO.

(L. S.)

The covenant within named and awarded, to be executed by the Church Society of the Diocese of Huron was duly executed and delivered at the execution of the within Bond.

Sealed with the seal of the Church Society of the Diocese of Toronto, and signed by the Right Reverend John Strachan, D. D., Bishop of the said Diocese and President of the said Church Society.

In presence of

J. Hillyard Cameron.

JOHN TORONTO.

(L. S.)

[NOTE.—Similar Bonds were executed by the Church Society of the Diocese of Huron to the Church Society of the Diocese of Toronto.]

AWARD.

The Lord Bishop of Toronto,
The Lord Bishop of Huron,
Sir James Buchanan Macaulay, Knight,

In re

The Church Societies of the Dioceses of Toronto and Huron.

To all to whom these presents shall come :

We, the Right Reverend John Strachan, Lord Bishop of Toronto, The Right Reverend Benjamin Cronyn, Lord Bishop of Huron, and the Honourable Sir James Buchanan Macaulay, Knight, send greeting.

WHEREAS, The Church Society of the Diocese of Toronto and the Church Society of the Diocese of Huron by Bonds bearing date the thirtieth day of June, in the year of our Lord one thousand eight hundred and fifty-nine, became bound each to the other in the penal sum of One hundred thousand pounds of lawful money of Canada. Whereby, after reciting that before the incorporation of the Church Society of the Diocese of Huron, the Church Society of the Diocese of Toronto had received divers lands, stocks, funds and moneys for the various purposes for which the said Church Society of the Diocese of Toronto was authorized to hold the same under and by virtue of the act of Parliament incorporating the said Church Society, and also that the Act of Incorporation of the Church Society of the Diocese of Huron authorized and enabled the said last mentioned Church Society to take, receive and hold any property that might be transferred or conveyed to that Society by any other Church Society of the Church of England in Canada, and also that the Church Society of the Diocese of Huron had just claims to receive some portion of the said lands, stocks, funds and moneys of the said Church Society of the Diocese of Toronto. And also that the basis of apportionment should be decided by the arbitrament of the present Bishops of Toronto and Huron and the Honourable Sir James Buchanan Macaulay. They were conditioned that if the said Church Societies should well and truly obey, abide by and perform any award that might be made under the hands and seals of the said present Bishops of Toronto and Huron and the said Honourable Sir James Buchanan Macaulay, or in the event of the said Bishops being unable to concur in a joint award, then of any award of the said Sir James Buchanan Macaulay alone touching or concerning the division or apportionment of the lands, stocks, funds and moneys of the said Church Society of the Diocese of Toronto between the said Church Societies and the manner in which and the time when such division or apportionment should be carried out, then those obligations should be void.

NOW KNOW YE that we, the said Arbitrators, having taken upon ourselves the burden of the said award and heard and examined the allegations and matters urged on behalf of each of the said Church Societies, do unanimously award, order and adjudge as follows respecting the matters submitted to us by the said Church Societies.

First, In respect of the funds of the Widows' and Orphans' Fund of the said Church Society of the Diocese of Toronto, we do award, order and adjudge that the Church Society of the Diocese of Toronto shall convey, assign and transfer to the Church Society of the Diocese of Huron absolutely in full satisfaction and discharge of all claims of the Church Society of the Diocese of Huron on the said Widows' and Orphans' Fund the following securities :

Forty-eight shares of the stock of the Bank of Upper Canada.....	£ 600. 0. 0
Debentures of the County of Middlesex in the Schedule hereto annexed mentioned of the par value of £1250, cost.....	973. 5. 5
A money bond of Henry Rowsell for.....	134.16. 6
A mortgage of the Rev. Anson Green.....	100. 0. 0
A money bond of James Hunter.....	100. 0. 0
A loan for the Parsonage at Manvers.....	82. 0. 0
A loan for the Parsonage at Elora.....	87.10. 0

£2077.11.11

Making in all the sum of Two thousand and seventy-seven pounds, eleven shillings and eleven pence.

Secondly, In respect of the lands held by the Church Society of the Diocese of Toronto for general purposes and for the Students' Fund, we do award, order and adjudge that all those lands now held by the Church Society of the Diocese of Toronto which are within the local limits of the Diocese of Huron, amounting to one thousand five hundred and eighty acres, together with two hundred acres within the same limits held in trust for the Students' Fund, be conveyed and assigned to the Church Society of the Diocese of Huron forever. And we also recommend that the Society for the Propagation of the Gospel in Foreign Parts shall convey and assign all their lands within the same limits, amounting to three hundred and eighty-eight acres, to the Church Society of the Diocese of Huron and their assigns forever.

Thirdly, In respect of lands held in special trust, we do award, order and adjudge that the Church Society of the Diocese of Toronto shall convey and assign to the Church Society of the Diocese of Huron and their assigns forever all lands within either of the Dioceses of Toronto or Huron to which special trusts are attached for the benefit of any Church, parsonage, rectory or otherwise howsoever within the limits of the Diocese of Huron such lands held by the Church Society of the Diocese of Toronto, amounting in all to nine hundred and two acres.

Fourthly, In respect of all other funds held by the Church Society of the Diocese of Toronto except the Commutation Fund, we do award, order and adjudge that the Church Society of the Diocese of Toronto shall transfer, convey and assign to the Church Society of the Diocese of Huron absolutely the following securities :

£437.10.0 of British America Insurance Stock for.....	£430
Loan to the Parsonage of Warwick.....	100
	-£530

In all five hundred and thirty pounds to be taken and received by the Church Society of the Diocese of Huron in full satisfaction and discharge of all claims on all the said other funds of the Church Society of the Diocese of Toronto except the Commutation Fund.

Fifthly, In respect of the Commutation Fund, we do award, order and adjudge that the Church Society of the Diocese of Toronto shall assign, transfer and deliver to the Church Society of the Diocese of Huron in Debentures in the Schedule hereto annexed signed by us, at their par value, the sum of Sixty six thousand and fifty-two pounds and five shillings and in cash the sum of Four hundred and ninety-eight pounds and fifteen shillings, which the said Church Society of the Diocese of Huron shall accept and receive in full satisfaction and discharge of all their claims upon the Church Society of the Diocese of Toronto in respect of the said Commutation Fund except as hereinafter mentioned.

Sixthly, We do award, order and adjudge that the said several conveyances, assignments, transfers, divisions and payments shall be made by the Church Society of the Diocese of Toronto to the Church Society of the Diocese of Huron on or before the fifteenth day of January next and that the Church Society of the Diocese of Toronto shall continue to pay the salaries and annuities charged respectively on the Commutation and Widows' and Orphans' Funds, of the Clergymen, widows or orphans within the Diocese of Huron on the first days of October and January next and that in the conveyance, assignment and transfer of all or any of the securities hereinbefore named to the Church Society of the Diocese of Huron any unpaid interest thereon shall be calculated to the first day of January next and allowed to the said Church Society of the Diocese of Toronto by the Church Society of the Diocese of Huron as a payment of so much money to the said last named Church Society.

Seventhly, That on the completion of the said conveyances, deliveries and payments, the said Church Societies shall execute each to the other under their corporate seals the following deeds and bonds :

First, Mutual releases touching and concerning all and every the matters claimed and things mentioned and contained in this award, and all cause and causes of action of every kind and nature either at law or in equity to the date of this our award.

Secondly, Mutual bonds in penalties of One hundred thousand pounds respectively to save harmless and indemnified from any loss any of the Clergy whose salaries are charged by covenant made with the Church Society of the Diocese of Toronto on the Commutation Fund in either Diocese at the date of this our award, or the widows and orphans of any Clergyman in either Diocese who are or would be entitled to a charge on the Widows' and Orphans' Fund at the date of this our award, if no division of that Fund were made, the Church Society of the Diocese of Toronto becoming so bound to the Church Society of the Diocese of Huron to make up any deficiency in the annual amount so chargeable upon the Commutation or the Widows' and Orphans' Funds for the Clergy, widows and orphans in this second section mentioned within the Diocese of Huron, and the said Church Society of the Diocese of Huron being

bound to the Church Society of the Diocese of Toronto in the same manner and to the same extent for the Clergy, widows and orphans in this second section mentioned within the Diocese of Toronto, but that no such deficiency shall be payable by either Church Society to the other unless notified by the Church Society so claiming for such deficiency on or before the first day of February in the year next after that in which such deficiency shall occur, the year for calculating such deficiency being from the first day of January in one year to the first day of January in the next year.

Thirdly, That the Church Society of the Diocese of Toronto shall execute a bond to the Church Society of the Diocese of Huron in a penalty of Ten thousand pounds that on the deaths of the present Bishop of Toronto, the present Archdeacon of York and the present Archdeacon of Kingston, severally, the said Church Society of the Diocese of Toronto shall pay to the said Church Society of the Diocese of Huron the following sums : on the death of the Bishop of Toronto, the sum of Two thousand six hundred and eighty-six pounds, thirteen shillings and four pence ; on the death of the Archdeacon of York, the sum of One thousand three hundred and thirty-three pounds ; on the death of the Archdeacon of Kingston, the sum of Seven hundred and fifty-six pounds, and, also, on the deaths of all of the said three Clergymen, the said Bishop and the said Archdeacons, or on the first day of January, in the year of our Lord one thousand eight hundred and seventy, whichever shall first happen, pay to the said Church Society of the Diocese of Huron the further sum of One thousand two hundred and five pounds, thirteen shillings and four pence, the whole of such payments to be made by the Church Society of the Diocese of Toronto in any securities held by such Society at the time of such payment bearing six per cent. interest at their par value, but before any such payments or payment shall be made by the Church Society of the Diocese of Toronto to the Church Society of the Diocese of Huron shall execute a covenant to the Church Society of the Diocese of Toronto that the said sums so paid as in this section mentioned, together with the sum of Two thousand three hundred and fifty-two pounds, which shall be provided by the said Church Society of the Diocese of Huron shall stand, be and remain forever a fund from the proceeds of which shall be paid a salary of Four hundred pounds per annum to the Bishop of Huron for the time being and a salary of One hundred pounds per annum for an Archdeacon of Huron for the time being, it being our intention and we do hereby award, decree and adjudge that similar sums should be paid by the Church Society of the Diocese of Toronto for the benefit of the Eastern Diocese whenever that Diocese shall be set apart on the same conditions as the said sums are hereby awarded to the Diocese of Huron, and that the sum of Eight thousand three hundred and thirty-three pounds, six shillings and eight pence should also be set apart from the said Commutation Fund and stand forever in the said Diocese of Toronto as a fund from which after the death of the present Incumbents a salary of Four hundred pounds per annum shall be paid to the Bishop of Toronto for the time being, and a salary of One hundred pounds per annum to an Archdeacon of the Diocese of Toronto for the time being, and the Church Society of the Diocese of Toronto shall execute a covenant to the Church

Society of the Diocese of Huron to that effect on or before the fifteenth day of January next.

IN WITNESS WHEREOF we have hereunto set our hands and seals the twenty-ninth day of September, in the year of our Lord one thousand eight hundred and fifty-nine.

In presence of

J. H. Cameron.

(Sgd) J. B. MACAULAY (L. S.) JOHN TORONTO (L. S.) BENJ. HURON (L. S.)

SCHEDULE OF DEBENTURES.

(The total amounts only are printed here.)

WIDOWS' AND ORPHANS' FUND.

Middlesex Debentures.....£1250.0.0

COMMUTATION FUND.

1 Toronto.....£ 1835. 0.0	1 st Perth.....£ 600.0.0
2 Hamilton.....11625. 0.0	16 Elgin.....2750.0.0
3 Leeds and Grenville.. 1800. 0.0	17 Huron and Bruce..... 500.0.0
4 Middlesex.....6354.15.0	18 Ontario.....700.0.0
5 St. Thomas.....5000. 0.0	19 Brockville.....1400.0.0
6 Welland.....4000. 0.0	20 Dereham.....1200.0.0
7 Guelph.....300. 0.0	21 Kent.....300.0.0
8 Thorold.....1212.10.0	22 East Nissouri.....750.0.0
9 Bowmanville.....2000. 0.0	23 Stratford.....1100.0.0
10 London.....14500. 0.0	24 Windsor.....825.0.0
11 Logan, Elma & Wallace 3500. 0.0	25 Malahide.....800.0.0
12 Simcoe.....250. 0.0	26 Nottawasaga.....1500.0.0
13 Yorkville.....750. 0.0	
14 Preston.....500. 0.0	
	Total.....£66052.5.0

(Signed)

J. T.

B. H.

J. B. M.

The Church Society of the Diocese of Huron acknowledges to have received from the Church Society of Toronto the Debentures to the amount in this Schedule together with the sum of Four hundred and ninety-eight pounds and fifteen shillings.

(Signed)

BENJ. HURON,

Toronto, 20 January, 1860.

President.

COLLECTIONS DIOCESE OF HURON INCORPORATED SYNOD.

REGULAR COLLECTIONS DURING THE YEAR,

To be made at both Morning and Evening Services, when there are two Services in the same Church :

SECOND SUNDAY in January for Widows' & Orphans' Fund.
 " " in March for the Mission Fund.
 " " in May for the Mission Fund.
 " " in July for Widows' and Orphans' Fund.
 " " in September for the Mission Fund.
 " " in November for the Mission Fund.

A collection is also to be made upon the following occasions as directed :

DIOCESAN DAY OF THANKSGIVING—Appointed by the Synod for the second Sunday in October.

DAY OF INTERCESSORY PRAYER—Appointed by the House of Bishops.

The above collections to be sent direct to the Secretary-Treasurer of the Synod, and the Clergy are requested to see that they are sent without delay.

In Churches where Service is not held every Sunday, the collections should be made as near the above date as can be.

Where Churches are free [i. e., where the pews are not rented] and the Clergyman's stipend is dependent upon the Offertory, it is understood that such arrangements as are practicable will be made ; in all other cases, the whole of the collections should be devoted to the object named.

The attention of Clergymen is specially called to the following extract from the Widows' and Orphans' Canon :—" III. That in order to entitle widow and orphans of any Clergyman to enjoy the annuity hereafter provided, he must, from his ordination or entrance into the Diocese, have become and continued to be an annual subscriber of at least five dollars to the funds of the Synod, or have become a Life member of the former Church Society of the said Diocese, and have made all the collections and subscriptions called for, for the Synod, unless excused therefrom by a written dispensation from the Lord Bishop."

ANNUAL PAROCHIAL ASSOCIATION COLLECTIONS.

FOR GENERAL PURPOSES FUND.

Collections should be made, as far as possible, FROM EVERY MEMBER OF THE CHURCH.

All Collections and Subscriptions for each financial year, and the lists of the names of subscribers in each Parish, should be sent to the Secretary-Treasurer by the 21st of March, otherwise they will lie over until the next year's report.

GENERAL STATISTICAL SUMMARY of the Meetings of Synod from 1858 to 1878, inclusive.

Session.	Year.	DATE.	MEMBERS PRESENT.		SECRETARIES OF SYNOD.		SPECIALS SYNOD.
			Clerical.	Lay.	Clerical.	Lay.	
1	1858	Sept. 21-22.	30	29	Rev. J. W. Marsu.	L. Lawerson.	
2	1859	June 23-24.	50	54	" "	" "	
3	1860	June 19-20.	53	61	" "	" "	
4	1860	Sept. 13.	38	32	" "	" "	
5	1861	June 19-20-21.	49	64	" "	" "	
6	1862	June 25-26.	60	67	" "	" "	
7	1863	June 30, July 1-2.	54	49	" "	S. Price.	
8	1864	June 21-22-23.	53	62	" "	" "	
9	1865	June 28-29-30.	64	63	" "	" "	
10	1866	June 6-7.	62	62	" "	" "	
11	1867	June 19-20-21.	60	74	" "	" "	
12	1868	June 17-18-19.	63	70	" "	J. Beard.	
13	1869	June 16-17-18.	72	75	" "	F. W. Thomas	
14	1870	June 8-9-10.	68	78	" "	P. Roc.	
15	1871	June 7-8-9.	67	78	" "	" "	
16	1871	July 19.	84	132	" "	" "	
17	1872	June 5-6-7.	74	84	" "	J. Beard.	
18	1873	June 4-5-6.	79	95	A. Sweetman.	" "	
19	1874	June 3-4-5.	86	93	" "	" "	
INCORPORATED SYNOD.							
18(1)	1875	June 23-24-25.	90	95	Rev. A. Sweetman.	J. Beard.	E. B. Reed
19(2)	1876	June 20-21-22-23.	83	92	" Canon Sweetman.	" "	" "
20(3)	1877	June 19-20-21-22.	95	98	Ven. A. Sweetman.	" "	" "
21(4)	1878	June 18-19-20.	101	109	" "	" "	" "

* Special Session to present Address to H. R. H. the Prince of Wales.

† Special Session for the Election of a Conductor Bishop.

Sessions 1 to 10 held in St. Paul's School House.

Sessions 11 to 16 held in the Bishop Cronyn Hall.

Sessions 17 to 21 held in the Chapter House.

Sessions 1 to 14 presided over by Right. Rev. Bishop Cronyn.

Sessions 14 to 21 " " " " Hellmuth.

LIST OF THE CLERGY

OF THE

DIOCESE OF HURON.

November, 1878.

The Right Reverend ISAAC HELLMUTH, D.D., D.C.L.,

Lord Bishop of the Diocese.

2nd Bishop of the Diocese.

Commenced his Ministry 1846; Archdeacon of Huron, 1861;

Dean of Huron, 1867; (Coadjutor) Bishop of Norfolk, 1871;

Bishop of Huron, 1871.

Of the Clergy, the following eighteen were in the Diocese at its formation in July, 1857:

NAME.	Entered the Diocese of Toronto, or Ordained therein.	P. O. Address.
Bettridge, Wm., B. D. (Canon).....	1834	Strathroy.
Boomer, M., LL.D. (Dean of Huron)	1840	London.
Caulfeild, St. G., LL.D. (Canon, R. D. Essex)	1848	Windsor.
Elliott, F. Gore.....	1837	Sandwich.
Elwood, E. L., A.M. (Archdeacon of Huron)	1849	Goderich.
Grasett, E., M. A., (Canon, R. D. Norfolk) ..	1848	Simcoe.
Jamieson, Andrew.....	1842	Walpole Island
Kennedy, John, M.A.....	1848	Adelaide.
Mack, F. (superannuated).....		St. Catharine's.
Marsh, J. W., M.A. (Archdeacon of London) ..	1849	London.
Mulholland, A. H. R. (R. D. Grey)	1849	Owen Sound.
Nelles, A. (Canon, R. D. Brant).....	1829	Brantford.
Padfield, J. (superannuated).....	1833	Burford.
Patterson, E., M.A. (R. D. Perth).....	1849	Stratford.
Sandys, F. W., D.D. (Archdeacon of Kent) ..	1845	Chatham.
Salter, G. J. R., M.A. (Canon).....	1847	Brantford.
Smythe, J., M.A.	1854	Shelburne.
Townley, A., D.D. (Canon), superannuated	1840	Hamilton.

NAME.	Entered the Diocese of Huron, or Or- dained therein.	P. O. Address.
Anthony, A.	1872	Newport.
Armstrong, D., D.D.	1859	Onondaga.
Asbury, S. R., B.A.	1876	Port Rowan.
Ballard, G. G., M.A.	1878	St. Thomas.
Barefoot, Isaac.	1877	Point Edward.
Barr, Isaac.	1871	Newport.
Bartlett, Henry.	1866	Rondeau.
Bayly, B., A.B.	1860	London.
Beaumont, J. W., B.D.	1872	Dresden.
Bevan, Wm.	1878	Leamington.
Bland, E. M.	1875	Ingersoll.
Brethour, Wm., M.A.	1874	Florence.
Brown, F. D.	1878	Clarksburg.
Brown, Alfred, M.A.	1878	London.
Campbell, W. F.	1874	Seaforth.
Carrie, James.	1878	Dungannon.
Caswell, D. J.	1877	Millbank.
Chance, J.	1872	Paisley.
Channer, C. H., M.A.	1875	Simcoe.
Chase, H. P.	1863	Muncey.
Clotworthy, J. (superannuated).	1858	Ireland.
Cooper, R. S., B.D. (R. D. Bruce).	1862	Invermay.
Cooper, Hugh.	1870	Listowel.
Cooper, R. O.	1875	Paris.
Curran, J. P.	1859	Stratford.
Darnell, H. F., D.D.	1874	London.
Daunt, Wm., M.A. (R. D. Oxford).	1865	Thamesford.
Davis, Wm. (R. D. Huron).	1864	Wingham.
Davis, Evans, M.A.	1871	London.
Davis, T. R., B.A.	1874	Aylmer.
Deacon, D., M.A. (R. D. Kent).	1866	Bothwell.
DeLew, L., D.D., LL.D.	1878	Byron.
DeLom, P. B.	1877	London.
DesBarres, T. C., M.A. (on leave).	1860	
Downie, John.	1869	Morpeth.
Edelstein, S.	1877	Eagle.
Edmonds, Jabez.	1878	Eastwood.

NAME	Entered the Diocese of Huron, or Or- dained therein.	P. O. Address
Ellerby, T. S. *	1866	Sarnia.
Evans, W. B., M.A.	1859	Mitchell.
Falls, A. S., A.B.	1859	Amherstburg.
Fisher, A. *	1877	Tilsonburg.
Fletcher, R. (R. D. Lambton) *	1860	Watford.
Forbes, A. C.	1878	Bayfield.
Fox, P., A.M.	1873	Wallaceburg.
Gemley, John (on leave)	1874	
Guillemont, C. B., B.A.	1875	London.
Harding, F.	1866	Chatham.
Harris, S. (superannuated)	1832	Simcoe.
Hayward, Henry	1877	Oil Springs.
Henderson, W.	1877	Blyth.
Hicks, Richard.	1878	Goderich.
Hill, Jeffrey, M.A.	1868	Meaford.
Hill, A. C., M.A.	1869	Strathroy.
Hill, Jas. J., M.A.	1878	London.
Hineks, J. P. (Canon, R. D. Waterloo)	1860	Galt.
Hinde, W.	1876	Wardsville.
Holmes, John.	1876	Courtright.
Hurst, John (on leave)	1858	
Hyland, P. E.	1876	Belmont.
Innes, G. M., M.A. *	1862	London.
Jacobs, John.	1869	Sarnia.
Johnson, Wm.	1877	Parkhill.
Johnstone, R. W. *	1859	Kingsville.
Keys, G.	1861	Chatsworth.
Mackenzie, G. C.	1870	Kincardine.
Magahy, T. W.	1872	Lucan.
Martin, C. D.	1876	Brantford.
Martin, N. H.	1874	Chatham.
Matthew, C. R., M.A.	1877	Clinton.
Miller, A. E.	1863	Tyreconnel.
Moorhouse, J. H.	1878	Bervie.
Murphy, W. (superannuated)	1866	London.
Murray, E. W.	1876	Berlin.

Left and Returned.

NAME.	Entered the Diocese of Huron, or Ordained therein.	P. O. Address.
Newman, E. E.	1859	Delaware.
Racey, G. W.	1876	Gorrie.
Rally, W. B., M.A. (superannuated).....	1858	St. Thomas.
Renand, J. F.	1875	Port Dover.
Richardson, J. B., M.A.	1877	London.
Roberts, R. J., B.A. (superannuated).....	1858	
Robinson, E. J.	1873	Brussels.
Rogers, R. V., M.A. (on leave)	1869	Kingston.
Ryan, F.	1872	Exeter.
Sanders, T. E.	1859	Otterville.
Scott, W. E.	1876	Kirkton.
Shortt, W.	1875	Walkerton.
Smith, J. W. P. (R. D., S. Middlesex)....	1866	London.
Smith, S. J.	1869	Forest.
Softley, E., B.D.	1862	Haysville.
Starr, R. H., M.A.	* 1868	Brantford.
Stout, Wm.	1878	Warton.
Sweatman, A., M.A. (Archeacon of Brant)	1865	Woodstock.
Taylor, W. J.	1878	Alvinston.
Tilbotts, W., M.D.	1865	Goderich.
Turnbull, G.	1873	Petrolia.
Ward, James.	1878	Markdale.
Watson, Thomas.	1864	Mohawk.
Wilson, R.	1869	Birr.
Wood, W.	1858	Port Rowan.
Wood, W. H.	1877	Meaford.
Wray, H. B., M.A.	1873	Durham.
Wright, J. T.	1858	Meaford.
Wye, G. W.	1858	at Burwell.
Young, W. A.	1858	"

1858-1859

PART II.

DIOCESES COMPOSING THE PROVINCIAL SYNOD
OF CANADA.

1. Diocese of Nova Scotia. Erected A. D. 1787.
The Right Rev. Hibbert Binney, D. D., Fourth Bishop: consecrated 1851; Cathedral and residence, City of Halifax, Province of Nova Scotia. 100 Clergy.
2. Diocese of Quebec. Erected A. D. 1792.
The Right Rev. J. W. Williams, D. D., Fourth Bishop: consecrated 1863; Cathedral and residence, City of Quebec, Province of Quebec. 61 Clergy.
3. Diocese of Toronto. Erected 1839.
The Right Rev. Alexander Neil Bethune, D. D., D. C. L. Second Bishop: consecrated 1867; Cathedral and residence, City of Toronto, Province of Ontario. 122 Clergy.
4. Diocese of Fredericton. Erected A. D. 1845.
The Right Rev. John Medley, D. D., First Bishop: consecrated 1845; Cathedral and residence, City of Fredericton, Province of New Brunswick. 67 Clergy.
5. Diocese of Montreal. Erected A. D. 1850.
Bishop Elect Very Rev. Dean Bond (Third Bishop when consecrated); Cathedral and residence, City of Montreal Province of Quebec. 96 Clergy.
6. Diocese of Huron. Erected A. D. 1857.
The Right Rev. Isaac Hollnuth, D. D., D. C. L., Second Bishop: consecrated 1871; Cathedral and residence, London, Province of Ontario. 121 Clergy.
7. Diocese of Ontario. Erected A. D. 1862.
The Right Rev. J. Travers Lewis, D. D., First Bishop: consecrated 1862; Cathedral City of Kingston; residence City of Ottawa, Province of Ontario. 90 Clergy.
8. Missionary Diocese of Algoma. Erected 1873.
The Right Rev. F. D. Langier, D. C. L., First Bishop consecrated 1873; Cathedral and residence, Sault Ste Marie, Province of Ontario. 9 Clergy.
9. Diocese of Niagara. Erected 1875.
The Right Rev. Thos. Peck Follen, D. D., D. C. L., First Bishop: consecrated 1875; Cathedral and residence, City of Hamilton, Province of Ontario. 55 Clergy.

DECLARATION OF BRITISH NORTH AMERICAN BISHOPS.

(Being Minutes of a Conference of the Bishops of Quebec, Toronto, Newfoundland, Fredericton and Montreal, holden at Quebec, from September 24th to October 1st, 1851.)

I. PRELIMINARY STATEMENT.

We, the undersigned, Bishops of the North American Colonies in the Province of Canterbury, having had opportunity granted to us of meeting together, have thereupon conferred with each other respecting the trust and charge committed to our hands, and certain peculiar difficulties of a local nature which attach to the same.

We desire, therefore, in the first place, to record our thankfulness that we have been so permitted to assemble, and our sense of the responsibility lying upon us before God and the world to promote the glory of His great name, to advance the Kingdom of his Son, to seek the salvation of immortal souls, and, what we feel to be inseparably united with these objects, to establish and extend, wherever there is a demand for her services, the system, the teaching, the worship, and the ordinances of the United Church of England and Ireland.

We feel that, in the prosecution of this great work, we are surrounded by many discouragements, embarrassments and hindrances, which, by the grace of God, we are prepared patiently to encounter, and, while they may be appointed to continue, patiently to endure, but for which, nevertheless, it is our duty to seek all lawful remedy, if such remedy is to be found.

We have therefore prepared the statement which follows, of our views in relation to these subjects of our care and solicitude; and we desire to commend it to the favorable consideration of our Metropolitan, his Grace the Lord Archbishop of Canterbury, in the hope that he may be moved to assist us in obtaining relief from those evils of which we have to complain, as well as to counsel us in the disposal of questions which come before us in the exercise of our Episcopal duties.

II. CONVOCATION IN DIOCESAN AND PROVINCIAL SYNODS.

In consequence of the anomalous state of the Church of England in these Colonies, with reference to its general government, and the doubts entertained as to the validity of any

code of Ecclesiastical Law, the Bishops of these Dioceses experience great difficulty in acting in accordance with their Episcopal commission and prerogatives, and their decisions are liable to misconstruction, as if emanating from their individual will, and not from the general body of the Church; we therefore consider it desirable, in the first place, that the Bishops, Clergy and Laity of the Church of England in each Diocese should meet together in Synod, at such times and in such manner as may be agreed. Secondly, that the Laity in such Synod should meet by representation, and that their representatives be communicants. Thirdly, it is our opinion that, as questions will arise from time to time which will affect the welfare of the Church in these Colonies, it is desirable that the Bishops, Clergy and Laity should meet in council under a Provincial Metropolitan, with power to frame such rules and regulations for the better conduct of our ecclesiastical affairs as by the said council may be deemed expedient. Fourthly, that the said council should be divided into two houses, the one consisting of the Bishops of these several Dioceses under their Metropolitan, and the other of the Presbyters and Lay members of the Church assembled (as before mentioned) by representation.

Upon these grounds it appears to us necessary that a Metropolitan should be appointed for the North American Dioceses.

III. CONDITIONS OF CHURCH MEMBERSHIP.

Doubts being entertained as to who are to be regarded as members of the Church of England in these Colonies, and as such, what are their special duties and rights, we are of opinion that Church Membership requires (1) admission into the Christian covenant by holy baptism, as our Lord commanded, "in the name of the Father, and of the Son, and of the Holy Ghost;" (2) that all Church members are bound, according to their knowledge and opportunities, to consent and conform to the rules and ordinances of the Church, and (3) according to their ability, and as God hath blessed them, to contribute to the support of the Church, and especially of those who minister to them in holy things. Upon the fulfilment of these duties, they may, as Church Members, claim at our hands, and at the hands of our Clergy generally, all customary services and ministrations.

We cheerfully recognize the duty and privilege of preaching the Gospel to the poor, and of allowing to those who can

make us no worldly recompense the same claim upon our services, in public and in private, which we grant to the more wealthy members of our flock.

We are further of opinion that Church Members in full communion, are those only who receive, with their brethren, the Sacrament of the Lord's Supper, at the hands of their lawful ministers, as directed and enjoined by the Canons and Rubrics of our Prayer Book. Persons chosen as representatives of any Parish or Mission to attend any Synod or Convocation, should in every case be members of the Church in full communion.

IV. CANONS OF 1603-4.

Although it is confessedly impossible under existing circumstances to observe all these Canons, yet we are of opinion that they should be complied with so far as is lawful and practicable. But inasmuch as the retention of rules which cannot be obeyed is manifestly inexpedient, and tends to lessen the respect due to all laws, we hold that a revision of the Canons is highly desirable, provided it be done by competent authority.

V. ARTICLES AND FORMULARIES—DOCTRINAL STANDARD.

Whereas the multiplication of sects, among those who profess and call themselves Christians, appealing to the same Scriptures in support of divers and conflicting doctrines, renders a fixed and uniform standard and interpretation of Scripture more than ever necessary, we desire to express our thankfulness to Almighty God for the preservation of the Book of Common Prayer, our entire and cordial agreement with the Articles and Formularies of our Church, taken in their literal sense, and our earnest wish (as far as in us lies) faithfully to teach the doctrines and to use the offices of our Church in the manner prescribed in the said book. And we desire that all the members of our Church should accept the teaching of the Prayer Book, as, under the guidance of the Holy Spirit, their best help in the understanding of Holy Scripture, and as the ground-work of the religious education of their children.

VI. A BISHOP MAY AUTHORIZE DIVISION OF THE MORNING SERVICE.

We are of opinion that the Bishop, as ordinary, may authorize the division of the Morning Service, by the use of the Morning Prayer, Litany, or Communion Service, separately, as

may be required ; but that no private Clergyman has authority at his own discretion, to abridge or alter the Services or Offices, or to change the Lessons of the Church.

VII. UNIFORMITY OF PSALMS AND HYMNS.

Whereas the multiplication in Churches of different Hymn Books, published without authority, is irregular in itself, and has a tendency to promote division among us, we are of opinion that a judicious selection of Psalms and Hymns by competent authority would tend much to the furtherance of devotion and to the edification of pious Churchmen.

VIII. UNIFORMITY OF PRACTICE AT THE OFFERTORY.

We are of opinion that it is desirable and seemly, and would tend to a uniformity of practice among us, that whenever a collection is made after Sermon, in time of Morning Prayer, the offertory sentences should be read, and the prayer for the Church Militant should be used.

IX. HOLY COMMUNION.—CERTIFICATES OF MEMBERSHIP ON REMOVAL.

We hold it to be of great importance that the Clergy should attend to the directions of the Rubric which precede the administration of the Holy Communion, respecting "open and notorious evil livers, and those who have done wrong to their neighbors by word or deed, and those also betwixt whom they perceive malice and hatred to reign," and that members of the Church should signify to the Minister their intention to present themselves at the Holy Table, especially when they arrive in any place as strangers, or when, being residents in such place, they are purposing to communicate for the first time. We conceive that it would greatly promote the welfare of the Church if our members, who may be travelling from one place to another, were furnished with a certificate of their membership and of their standing in the Church.

X. MARRIAGES WITHIN THE PROHIBITED DEGREES.

We hold that a Clergyman knowingly celebrating marriage between persons who are related to each other within the prohibited degrees, set forth in a table of degrees published by our Church in the year of our Lord God, 1563, is acting in violation of the laws of God and of the Church, and is liable to censure and punishment; and that persons who contract

such marriages should not be admitted to the Holy Communion, except upon repentance and putting away their sin. And we recommend that the aforesaid "Table of Prohibited Degrees" should be put up in every Church in our Dioceses. We are further of opinion that injustice is done our Church in withholding from our Bishops the power of granting Marriage-Licences which is exercised by the Bishops of the Roman Catholic Church; and that in several Dioceses great irregularities and grievous evils prevail, in consequence of the defective state of the Marriage Law. We also hold that the Clergy of our Church should abstain from celebrating a marriage between persons, both of whom professedly belong to another communion, except in cases where the services of no other Minister can be procured.

XI. PARISH REGISTERS SHOULD BE KEPT.

We would earnestly recommend to the Clergy of our Dioceses (even though it should not be required by the civil law, to keep accurate Registers of Marriages, Baptisms and Burials in their several Parishes or Missions.

XII. INTERCOMMUNION WITH OTHER REFORMED EPISCOPAL CHURCHES.

We are of opinion that it is much to be desired that there should be no let or hindrance to a full and free communion between ourselves and other Reformed Episcopal Churches; and therefore that where we derive our orders from the same source, hold the same doctrines, and are virtually united as members of the same body of Christ, these impediments which (as we are advised) are now in force through the operations of the civil law, ought to be removed.

XIII. EDUCATION.

(a) *General.*

Whereas systems of Education are very generally introduced and supported in these Colonies, either (1) excluding religious instruction altogether from the schools, or (2) recognizing no distinction between Roman Catholics and Protestants: whereby no opportunity is afforded us of bringing up the children of our communion in the special doctrines and duties of our faith, to the manifest depravation of their religious principles, and with crying injustice to the Church of England we desire to express our decided conviction:

1. That all education for the members of our Church should be distinctly based on the revealed religion of the Old and New Testaments, with special reference to their duties and privileges as by baptism regenerate, and made God's children by adoption and grace.

2. That all lawful and honorable methods should be adopted to move the Colonial Legislatures to make grants to the Church of England as well as to the Roman Catholics and other religious bodies, as they may require it, and according to their numbers respectively, for the education of the members of their own communion.

(b) Sunday Schools.

1. We desire to express our sense of the importance, in the existing state of the Church, of Sunday schools, especially in large towns, and we thankfully acknowledge the benefits which have resulted from the labors of pious teachers both to themselves and their scholars, under proper direction and superintendence. In every possible case, the Sunday Schools should be under the personal direction and superintendence of the Minister of the Parish or District; or otherwise the Minister should appoint the teachers, choose the books, and regulate the course of instruction; that there be no contradiction between the teaching of the school and the Church, all Sunday scholars should be instructed in the Church Catechism, and regularly taken to Church.

2. We would carefully guard against the assumption that instruction in the Sunday school, even by the Minister of the Parish, may be allowed to supersede the directions of the Rubrics and Canons, on the duty of catechizing in Church; for we distinctly recognize and affirm as well the great importance, as the sacred obligation, of those directions.

(c) Schools for the Higher Classes.

Schools for the higher classes of both sexes are much required, with particular reference to assisting the Clergy in the education of their own children.

(d) One University for British North America.

Although we consider it of great importance that each Bishop should connect with his Diocese some College or like institution for the special training and preparation of young

men for the Ministry of the Church; we believe that one University for the North American Provinces, with foundations for each Diocese, on the model of the two great Universities, will be required to complete an educational system, as well for lay students in every department of literature and science, as for the students in theology and candidates for the sacred Ministry.

(e) *Training for the Ministry.*

In addition to the general studies pursued in the College or University, we deem it highly desirable that candidates for the Ministry should apply themselves, under competent direction, to a systematic course of reading in theology for at least one whole year, or longer if possible, previous to their taking holy orders; and that they should likewise be instructed in the duties of the pastoral office, in correct reading and delivering of sermons, in Church music, architecture, &c.

(f) *Diocesan and Parochial Libraries.*

We deem it very desirable, also, that libraries should be formed in every Diocese under the direction of the Clergy, both for the Clergy themselves and for their parishioners.

XIV. THE ORDER OF DEACONS.

We would wish to discontinue the practice which the necessities of the Church have sometimes forced upon us, of entrusting large, independent spheres of duty to young and inexperienced men in Deacon's Orders, deeming it desirable that every Deacon should, if possible, be placed under the direction of an experienced Priest.

XV. MAINTENANCE OF THE CLERGY BY THE PEOPLE.

While we hold it to be the duty of Christian governments to maintain inviolate whatever endowments have been lawfully and religiously made for the establishment, support or extension of the Christian religion; and while we acknowledge, with heartfelt gratitude, the aid given to our Missions by *The Venerable Society for the Propagation of the Gospel in Foreign Parts*, to whose fostering care and bounty the Church in these Colonies owes, under God, its existence and means of usefulness, we desire to record our conviction that the Ordinances of the Church will never be rightly valued, nor its strength fully developed, until the people, for whose benefit the Clergy minister in holy things, furnish a more adequate support to the institutions and to the Clergy of their Church.

Further, as *The Society*, in consequence of numerous and increasing claims in all parts of the world, is compelled gradually to withdraw its aid, we desire to impress on all our flocks the duty of fulfilling their obligations in respect of the payment of their Ministers; and with a view to this object, we recommend that the Churchwardens in each Parish or Mission should furnish every year to the Bishop a written return, duly certified by themselves and the Clergyman, of the sums paid to his support for the current year.

XVI. CONCLUSION.

Lastly, while we acknowledge it to be the bounden duty of ourselves and our Clergy, by God's grace assisting us, in our several stations, to do the work of good evangelists, yet we desire to remember that we have most solemnly pledged ourselves to fulfil this work of our ministry, according to the doctrine and discipline of the Church of England, and as faithful subjects of Her Most Gracious Majesty Queen Victoria, "unto whom the chief government of all estates of this realm, whether they be ecclesiastical or civil, in all causes doth appertain, and is not, nor ought to be, subject to any foreign jurisdiction." And we cannot forbear expressing our unfeigned thankfulness to Almighty God that he has preserved to us, in this branch of Christ's Holy Church, the assurance of an Apostolic commission for our Ministerial calling; and together with it, a confession of pure and Catholic truth, and the fullness of sacramental grace. May He graciously be pleased to direct and guide us all in the use of these precious gifts, enable us to serve Him in unity of spirit, in the bond of peace, and in righteousness of life, and finally bring us to His Heavenly Kingdom, through Jesus Christ our Lord.

(Signed,)

G. J. QUEBEC,
JOHN TORONTO,
EDWARD NEWFOUNDLAND,
JOHN FREDERICTON,
F. MONTREAL.

DECLARATION OF FIRST PROVINCIAL SYNOD, 1861.

We, the Bishops of the United Church of England and Ireland, within the Province of Canada, together with the Delegates from the Clergy and Laity of the Diocesan Synods, now assembled in the first Provincial Synod under Royal and constitutional authority, and intending under God's blessing and guidance to consider and determine upon such matters as shall appear necessary for the welfare of the Church in this Province, desire to express our most humble and hearty thanks to Almighty God, that it has pleased Him in His Providence to set over us a Metropolitan, and thus to enable us, as in the ancient days, to assemble as one body, under the direction of His Holy Spirit, whose aid we now invoke, in the name of His only begotten Son, for the consolidation and advancement of His kingdom in this Province.

Before entering on the business for which we are at present assembled, we desire publicly to declare the principles upon which we propose to proceed.

We desire the Church in this Province to continue, as it has been, an integral portion of the United Church of England and Ireland.

As members of that Church, we recognize the true Canon of Holy Scripture, as set forth by that Church, on the testimony of the Primitive Catholic Church, to be the rule and standard of faith; we acknowledge the Book of Common Prayer and Sacraments, together with the Thirty-nine Articles of Religion, to be a true and faithful declaration of the doctrine contained in Holy Scripture; we maintain the form of Church Government by Bishops, Priests and Deacons, as Scriptural and Apostolical; and we declare our firm and unanimous resolution, in dependence on Divine aid, to preserve those doctrines and that form of government and to transmit them to our posterity.

In particular we maintain the ancient doctrine of our Church, that the Queen is rightfully possessed of the chief government and supremacy over all persons within her dominions, whether ecclesiastical or civil, as set forth in the 37th of the Articles of Religion; and we desire that such supremacy should continue unimpaired.

It is our earnest desire and determination to confine our deliberations to matters of discipline, to the temporalities of

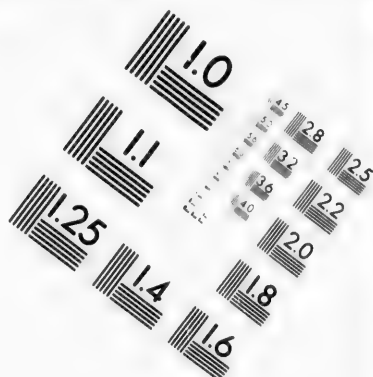
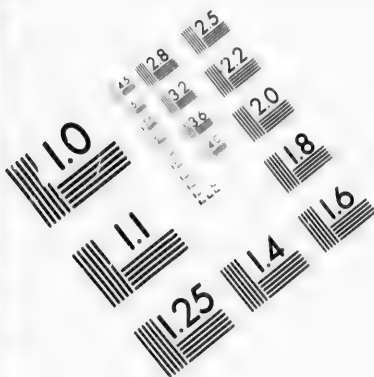
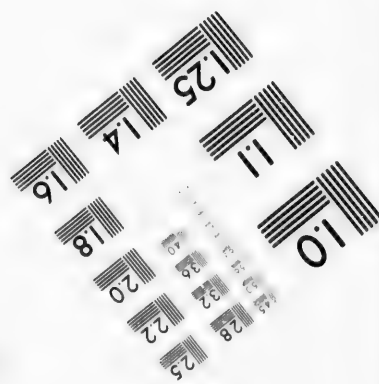
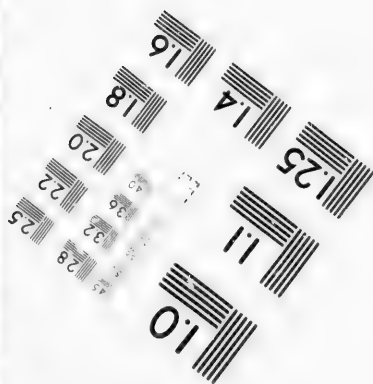
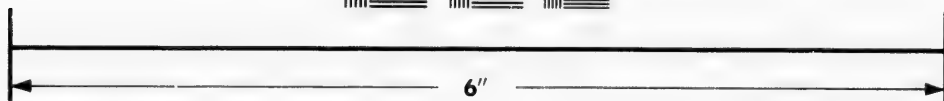
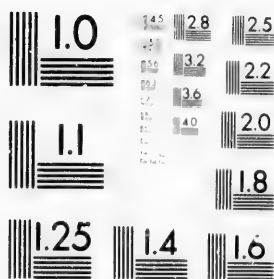


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the Church, and to such regulations of order or modes of operation, as may tend to her efficiency and extension; and we desire no control or authority over any but those who are or shall be members of the same Church.

We conceive that the following, or such like objects, may fitly come under our consideration, and lead to action on our part:

1. To form a Consitution for this Synod, and to regulate the time and place of the meetings, and the order and manner of its proceedings.
2. To provide for the proper exercise of Ecclesiastical Discipline, in regard to both Clergy and Laity, by modifying and enacting Canons, and by establishing and ordering a Court of Appeal.
3. To provide, with the consent of the Crown when needed, fit regulations for the appointment of Bishops, Priests and Deacons, in accordance with the Canons of the Universal Church.
4. To provide, with the consent of the Crown, for the division of the Province into new Dioceses, as occasion may require.
5. To procure from the Colonial Legislatures any laws or modifications of laws, which the circumstances of the Church may require.
6. To promote the further consolidation and united action of the whole of the Dioceses of British North America.

Proceeding upon these principles, which, as we humbly thank God, were, under His good guidance, first among the Colonial Churches, publicly set forth amongst ourselves, and have been sustained by the acceptance of our brethren through a large part of the Colonial dominions of our beloved Queen, we firmly rely and depend upon His continued blessing and guidance; and we humbly pray that He, who is the God of unity and peace, may ever be with us, and so chasten our affections, purify our motives, and guide our judgment, that we may be enabled to contribute to the efficiency, concord and stability of the Church in this land.

CONSTITUTION OF THE PROVINCIAL SYNOD.

1. The Provincial Synod shall consist of the Bishops of the United Church of England and Ireland, having Sees within the Province of Canada, or executing by due authority the Episcopate as assistant or Missionary Bishops therein, and of Delegates chosen from the Clergy and from the Laity.

2. The Bishops shall deliberate in one House, and the Delegates from the Clergy and the Laity in another; and each House shall hold its sittings either in public or in private, at its own discretion.

3. The Clerical and Lay Delegates shall consist of twelve of each Order from each Diocese.

4. The Synod shall meet on the second Wednesday of September in every third year, or oftener, at the discretion of the Metropolitan; or on the requisition of any two Bishops, or of the Bishop and half the Delegates of each order in any Diocese.

5. In a vacancy of the Metropolitan See, a meeting may be called at the appointed period, or on either of the above requisitions, by the Senior Bishop of the Church in Canada.

6. A quorum of the Synod shall consist of not less than a majority of the Bishops and not less than one-fourth of the members of each Order of the Lower House.

7. The Metropolitan or some Bishop appointed by him, shall be the President of the Upper House; and in the vacancy of the See or in the event of the inability, from any cause, of the Metropolitan to appoint a Bishop as President, the House of Bishops shall elect one of their own number to preside.

8. The Lower House shall be presided over by their Prolocutor, to be chosen *viva voce* on motion of any member of the House.

9. Each House shall appoint a Secretary or Secretaries, who shall keep regular accounts of all proceedings in their own House, shall preserve memorials and other documents under the direction of the President and Prolocutor, shall attest all Public Acts of the Synod, and deliver over all records and documents to their successors. The printed Journal of each Session, certified by the signatures of the Prolocutor and the

two Secretaries of the Lower House, to a statement attached to one or more copies declaring the number of pages in the said Journal and the number of words corrected, with the words so corrected, shall be held to be the true and authentic Record of the Proceedings of each Session.

10. The expenses of the Synod shall be provided for, and its financial concerns managed by a Committee of the Lower House, after a manner to be approved by both Houses.

11. Each House shall establish its own Order of Proceeding and Rules of Order, and may publish such of its proceedings as may appear advisable.

12. The Upper House shall propose to the Lower any business they may desire to have treated of or decided; and it shall be incumbent on the Lower House to take up and dispose of such business immediately after the subject under consideration shall have been disposed of for the time being, provided always that it shall be the duty of the Prolocutor to read to the House the message immediately on its receipt, and the House may by its vote, without discussion, decide on proceeding to its consideration at once.

13. The Upper House may direct the Lower to appoint a Committee to report to the Upper on any subject on which they may desire the judgment of the Lower, or to appoint their portion of a joint committee; or may summon the Lower to a conference.

14. Messages from the Upper House shall be delivered by an officer of the Upper to the Secretary of the Lower, by whom they shall be communicated to the Prolocutor, who shall communicate them to the House.

15. The Lower House may present to the Upper any matter which they conceive to be a grievance or to require amendment, even when they have no proposition to make on the same; and the Upper House shall thereupon place it in order for consideration, with a view of providing a remedy; and shall, before the conclusion of the session, declare to the Lower House the result.

16. The Prolocutor shall have the right of admission personally or by committee to the Upper House, to communicate the desire or decisions of his House; and in such case he shall ascertain by message when he or the Committee can conveniently be received in the Upper House, and act accordingly.

17. It shall be competent to the Lower House to request a joint committee or conference on any special object, beyond those submitted to it by the Upper House, or to propose for discussion any specific measure; to which request an answer shall be given; but it shall be at the option of the Upper House to accede to their request or not.

18. When either House shall desire a conference with the other, or a joint committee, the reason for either shall be agreed to by the House desiring it, and communicated in writing to the other; the Prolocutor personally or by committee in either case proceeding to the Upper House either to deliver or to receive such reasons.

19. When either House shall have come to a decision upon any subject in which the other House is concerned, it shall communicate its decision to the other.

20. If the Lower House should not concur in a decision of the Upper House, they shall, in stating their non-concurrence, state their reason; and may either propose an amendment, or request the Upper House to suggest an amendment to meet their reason or request a conference.

21. If the Upper House should not concur in a resolution or decision of the Lower House, they may, in stating their non-concurrence, either state their reasons or not; and may either propose an amendment or request the Lower House to prepare an amendment, or appoint a conference, to which the Lower House shall always give attention.

22. The conference may be either by deputation from both Houses, or by deputation from the Lower House, or by open conference, as the Upper House may think fit; and the place shall be appointed by the President.

23. No proposition shall be considered as sanctioned by the Provincial Synod, until it has received the separate sanction of both Houses, which shall be declared by the President in writing.

24. Committees, whether of either House, or of the two Houses, may hold their meetings either during recesses in the session, or during the prorogation of the Synod.

25. No alteration of the Constitution or Canons shall come into operation until it has been confirmed at a second session of the Provincial Synod.

26. Each meeting of the Synod shall be preceded or commenced by Morning Prayer and a Sermon, if so ordered by the Metropolitan, and on the first day of such meeting the Holy Communion shall be administered.

27. The business of each day shall be commenced by prayer for the Divine guidance and blessing, according to a form authorized by the House of Bishops.

28. The election of the Clerical and Lay Delegates shall be certified under the hand and seal of the Bishop of the Diocese which they represent, or, in the absence of the Bishop, the Chairman of the Synod; and such certificate shall be final and conclusive; which Certificate shall be forwarded by the Secretaries of the Diocesan Synod to the Secretaries of the Lower House of the Provincial Synod within fourteen days after said election.

And in case any of the said Delegates mentioned in such Certificate shall be unable to attend, a Certificate signed by the Bishop, or in his absence by the Clerical Secretary of the Diocesan Synod, that (A. B.) being a Clerical or Lay Delegate from his Diocese is unable to attend, and that (C. D.) is authorized by vote of the Synod of that Diocese to fill his place as Delegate, shall also be final and conclusive, whether presented before or during the session of this Synod.

NOTE.—The portion of Article 28, printed in italics, requires to be confirmed at the next session of Synod.

PERMANENT ORDER OF PROCEEDINGS,

AS ADOPTED BY BOTH HOUSES.

1. The Provincial Synod shall meet at the place of deliberation (notice being previously given by the Metropolitan or his deputy, of the time and place of meeting), the Bishops attired in their proper robes, and the Clergy in their gowns, cassocks, bands and hoods; and shall proceed in procession to the Cathedral for Divine service, on which occasion the Holy Communion shall always be administered. The Litany shall be said by the junior Bishop; the preacher shall be appointed by the Metropolitan, and special prayer shall be made for the Synod. The collection shall be applied to the current expenses of the Synod, unless otherwise ordered by the Metropolitan.

2. At an appointed hour after Divine service the members of the Synod shall re-assemble at the place of deliberation,

where, after the President has taken his seat, he shall inform the Lower House with regard to their place of meeting, and direct them to elect their Prolocutor.

3. When the Prolocutor has been elected, he shall be conducted to the Upper House by the Chairman, accompanied at discretion by any members of the Lower House, and his election announced to the President.

4. The President shall then state to him the business which the Upper House desire to engage the attention of the Lower House, specifying, when necessary, the order in which they desire it to be taken up.

5. On his return, the Prolocutor shall first nominate his own deputy (in case of his absence) and then introduce to the House the business on which the Upper House desire them to engage themselves.

6. On every day of meeting after the first, the Synod shall meet at 9 a. m., and shall proceed at once, before any business is announced, to Morning Prayers at the Cathedral, or the place appointed, and after Prayers, proceed to business.

7. Before the conclusion of the session, the President, with the consent of the House of Bishops, shall issue a Schedule, declaring the state in which each matter of business then stands which has been brought before the Upper House, and promulgate it to the Lower House; reserving all unfinished business to the next session, and proroguing the Synod.

8. The Prolocutor, on receiving the schedule of prorogation, shall, at the first opportunity, communicate it to his House, which shall not prolong its sittings beyond that day.

ORDER OF PROCEEDINGS OF THE LOWER HOUSE.

1. After prayer, the Clerical and Lay Secretaries shall call the roll of their respective Orders.

2. The election of the new Secretaries shall be made by the Clergy and Laity respectively. A Treasurer and two Auditors shall also be appointed, all of whom shall hold their offices until their successors shall be appointed.

3. After this the Order of Business shall be as follows :

- (1) Reading, correcting and approving the Minutes of previous meeting.
- (2) Appointing Committees.
- (3) Presenting, reading and referring memorials or petitions.
- (4) Presenting reports of Committees, of Treasurer, or Auditors.
- (5) Giving notices of motion.
- (6) Taking up unfinished business.
- (7) Consideration of motions.
- (8) Orders of the day.
- (9) Before the final adjournment of the Synod, reading correcting and approving the minutes of the last day's proceedings.

RULES OF ORDER.

1. The Lower House shall meet on the day and at the hour and place appointed by the Metropolitan or President, unless otherwise ordered by the House, and on each succeeding day at ten o'clock; and the mid-day adjournment shall be from one o'clock to half-past two p. m.; and the business, except the work of Committees, shall conclude at six p. m., at which hour the House shall proceed to the Cathedral for Evensong. The Clergy shall appear in gowns and bands. When the Prolocutor has taken the Chair, every member shall sit uncovered.

2. The Prolocutor shall preserve order and decorum, and *shall have power to appoint assessors to aid him in so doing and he shall decide all questions of order, subject to an appeal to the House, to be decided without debate; and when called upon to decide a point of order, he shall state the rule applicable to the case, without argument or comment.*

3. When any member wishes to speak, he shall rise and address the Chair.

4. When two or more members rise at the same time, the Prolocutor shall name the party first to speak.

5. A member called to order while speaking shall sit down, unless permitted to explain.

6. No motion or amendment shall be considered as before the House, unless seconded and reduced to writing.

7. No member, save the mover of a resolution, who, as mover, is entitled to reply, shall speak more than once, except by permission of the House.

8. A member may rise to explain, if permitted by the Chair.

9. No original motion, except motions of course, shall be received without notice, except by permission of the House.

10. When a resolution has been moved and seconded, any member may require the previous question to be put whether the motion so made shall be put or not, and that question shall be decided without debate.

11. When a motion has been read to the House by the Prolocutor, it cannot be withdrawn without the consent of the House.

12. When a question is under debate, no motion shall be received by the Chair, unless to amend it or postpone it, or to lay it on the table, or for adjournment, or for the previous question, and no more than one amendment to a proposed amendment of a question shall be in order.

13. A motion to adjourn shall always be in order.

14. Motions to adjourn or to lay on the table shall be decided without debate.

15. A motion to suspend a Rule of Order shall take precedence of all other motions, and shall be decided without debate; and no Rule of Order shall be suspended, except upon the vote of two-thirds of the members present.

16. A member, if not interrupting a speaker, may require any motion in discussion to be read for his information, at any time during the debate.

17. When amendments are made to any motion, the amendments and the original motion shall be put in order the reverse of that in which they were brought forward.

18. When a question is finally put by the Prolocutor, either an original motion or an amendment, no further debate shall be allowed; the Prolocutor first declaring that the question is finally put.

19. When the Prolocutor is putting a question, no member shall rise from his seat; and every member present, when a question is put, shall be required to vote on the same, unless excused by the House.

20. In voting, those who vote in the affirmative shall first rise, and then those who vote in the negative; and in case of an equality of votes, the question shall be decided by the casting vote of the Prolocutor, who may also vote on the motion.

21. When required by two Clerical and two Lay Delegates, the vote of the House upon any question may be taken by Orders voting separately; and in that case a majority of both Orders shall be necessary to an affirmative vote.

22. On a division, the names of those who vote for or against a question shall be recorded in the Minutes, if required by three members.

23. A question being once determined shall not again be drawn into discussion in the same Session, without the unanimous consent of the House.

24. Committees shall not be appointed without notice, excepting Standing Committees, Committees of the Prolocutor to the Upper House and Committees of course, such as those which follow upon the adoption of a resolution which requires a Committee.

25. When a separate Committee of this House has been named, whose function is deliberative, the Prolocutor shall direct what number of its members do form a quorum, unless the quorum be fixed by the resolution under which the Committee is appointed.

26. When a Committee is appointed, the mover of the resolution asking for the Committee, shall be the Chairman of the Committee, or when a resolution is referred to a Committee, the mover of the resolution shall be Chairman, unless the Committee has already been organized.

27. Reports of Committees shall be in writing, signed by the Chairman, and shall be received in course; but a motion may be made for re-committal.

28. Motions with reference to Reports from Committees shall take precedence of other motions on the paper.

29. Whenever it shall happen that members appointed on Committees are not re-elected to the Provincial Synod, the Prolocutor may appoint others from the same Diocese or Dioceses to fill their place; and in order thereto, a copy of the certified lists of Clerical and Lay Delegates sent to the Secretaries shall be sent by them to the Prolocutor.

30. It shall be the duty of the Secretaries to arrange a list of all unfinished business, and all notices of motions sent to them by members to be brought before the Provincial Synod, according to the order in which they are received; and, under the direction of the Metropolitan, to cause a printed copy of the same to be sent to every member of the Synod twenty-one days before its meeting; which business and notices shall stand first on the order of the day.

31. A Standing Committee of *Three Clerical and Three Lay Members of the Synod* shall be appointed on the first day of the meeting of the Synod, and such Committee shall arrange for each day the order of precedence of the several motions, of which notice has been given, and have them printed.

32. In any unprovided case resort shall be had to the Rules of Order of the House of Commons in Canada for guidance.

33. No Canon shall be enacted unless the same has been transmitted by the Secretaries of the Lower House to the Members of the Provincial Synod at least one month before the meeting of the Synod, or unless the same has been left over as unfinished business, and printed in the journal of the previous session.

NOTE.—The portions of Rules 2 and 31 printed in italics require to be confirmed at the next session.

CANONS OF PROVINCIAL SYNOD.

I.—Of the Election of the Metropolitan Bishop.

1. From and after the day on which the See of Montreal shall next become vacant, the Bishop of Montreal shall not, by virtue merely of his office as such, be the Metropolitan of this Ecclesiastical Province.

2. After the expiration of three months, and not later than the expiration of six months after the next and every subsequent avoidance of the Metropolitan See, the Bishops of the said Province shall meet under the presidency of the senior Bishop, or in case of his inability to act, under the presidency of the Bishop next in order of seniority, and it shall be his duty to summon them to that end, at some place within the Ecclesiastical Province, by giving at least six weeks' notice of the time and place of meeting, and elect one of their number to be president of the House of Bishops, and the Bishop so elected shall thereupon *ipso facto* be the Metropolitan Bishop, and shall have, possess and exercise all the rights, powers, privileges and prerogatives which the Metropolitan Bishop in the said Province now has, possesses and exercises, or may or can have, possess and exercise, any law, usage or custom of the said Province to the contrary in any wise notwithstanding.

3. The See of the said Bishop so elected as aforesaid, shall be the Metropolitan See of the said Province, but the City of Montreal shall be as it presently is, the place of the Meeting of the Provincial Synod of the said Province.

4. Until the election of the said Metropolitan Bishop, the said senior Bishop shall, after each such avoidance aforesaid of the Metropolitan See, be vested with all the rights, powers, privileges and prerogatives of Metropolitan Bishop aforesaid.

5. All rules, regulations, Canons or other provisions of law of the said Province inconsistent with the foregoing provisions, shall be and the same are hereby repealed.

6. In such election of the Metropolitan Bishop, it shall be necessary that a majority of all the Bishops of the Dioceses in the Ecclesiastical Province of Canada concur either by actual vote at the meeting called for such election or else in writing under their hand and seal.

II.—Of Submission of Clergy to the Canons of the Provincial and Diocesan Synods.

No Bishop within this Province shall hereafter grant his licence to any Clergyman to the cure of souls until such

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CANONS III AND IV.

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Clergyman has first subscribed and declared his submission to the Canons of the Provincial Synod, and of the Synod of the Diocese of such Bishop, in the following form:

I, (A. B.), do willingly subscribe to and declare that I assent to and abide by the Canons which have been, or shall be, from time to time passed by the Provincial Synod, or the Synod of the Diocese of—

III.—On the Powers of the Metropolitan.

1. The Metropolitan shall have precedence of all the other Bishops of the Canadian Dioceses, and the said other Bishops shall be his Suffragans.

2. The Metropolitan shall preside over the House of Bishops, and shall convene the Provincial Synod and be the President thereof.

3. Upon a memorial signed by two-thirds of the Clerical and Lay Members of any Diocesan Synod, certified to be such by the Clerical and Lay Secretaries of such Diocesan Synod, requesting the Metropolitan Bishop to exercise visitatorial power in such Diocese, the said Metropolitan Bishop shall have full power and authority to visit such Diocese, and the Bishop thereof, and during such visitation to inhibit the exercise of all or of such parts of the ordinary jurisdiction of such Bishop, as to him the Metropolitan Bishop shall seem expedient, and during the time of such visitation to exercise by himself, or his commissaries, such powers, functions and jurisdiction in and over the said Diocese as the Bishop thereof might have exercised, if he had not been inhibited from exercising the same.

IV.—Of the Trial of a Bishop.

Offences for which a Bishop may be tried.

1. Any Bishop of this Ecclesiastical Province may be tried if charged with any of the following offences:

- (1.) Crime or immorality.
- (2.) Advisedly holding and teaching, whether publicly or privately, any doctrine contrary to that held by the Canadian Branch of the Church of England.
- (3.) Wilful violation of the Constitution or Canons of the Provincial Synod.
- (4.) Wilful violation of the Constitution or Canons of his Synod.

2. No charge against a Bishop shall be made except in writing, and it shall be signed either by a Bishop of this Church or of one in communion therewith, not under suspension, deprivation, or degradation; or by seven male communicants of this Church in good standing, of whom at least three shall be Priests.

Action on Rumors.

3. Whenever a Bishop of this Ecclesiastical Province shall have reason to believe that there are in circulation rumors, reports or charges affecting his moral or religious character, he may, if he please, acting in conformity with the written advice and consent of any two of his brother Bishops, demand of the Metropolitan, or if the Metropolitan be the Bishop affected by such rumor, then of the Bishop Senior by consecration, to convene a Board of Inquiry in the mode hereinafter set forth.

4. Accusers may choose a lay advocate in preparing proofs and charges, etc., or they may prepare such charges themselves, and in either case the grounds of accusation must be set forth with reasonable certainty of time, place and circumstance.

Charges, to whom to be delivered.

5. Charges prepared in either of the modes mentioned shall be delivered to the Metropolitan if he be not the accused; if he be the accused, the charges shall be delivered to the Bishop Senior by consecration.

6. Accusers must give security to the accused in a bond with sufficient sureties to be approved by the Registrar of the Court of Appeal of the Metropolitan in the penal sum of one thousand dollars, conditioned to secure the accused for his costs in case he be acquitted on the charge, or the charges be not proceeded with.

Board of Inquiry, how constituted.

7. The House of Bishops at each meeting of the Provincial Synod shall appoint a Board of preliminary enquiry not exceeding nine persons, all being communicants of this Church, the majority of whom shall form a quorum who shall act as such until the next meeting of the Synod, provided always that no person who has joined in making the charge shall act upon the Board.

Notice to Members.

8. The Metropolitan or Senior Bishop, as the case may be, shall on receipt of such charges give notice thereof to said

Board and direct them severally to attend at the time and place designated by him and to organize the Board, and it shall be the duty of each member so notified to attend. The place of meeting must be within the Diocese of the accused. The Metropolitan or Senior Bishop shall send at the same time a copy of the charges to each member of the Board and also to the accused.

Evidence.

9. The sittings of the Board shall be private.

10. All evidence shall be taken down in writing and signed by the witnesses. Two witnesses shall be necessary to the proof of any charge, and the Bishop charged and the person making the charge may respectively give evidence before the Board.

Presentment.

11. If the majority of the Board present shall be of opinion that there are sufficient grounds to put the accused Bishop upon his trial they shall direct the Chairman to prepare a presentment to be signed by such of the Board as agree thereto.

12. The Chairman shall transmit to the Metropolitan or Senior Bishop from whom their charges were received, the presentment thus signed together with the evidence on which it is based; and the said Bishop shall send to the accused Bishop a copy of the same.

13. If a majority of the Board present shall be of opinion that there is not sufficient ground to put the accused Bishop on his trial, they shall report thereon in writing to the Metropolitan or Senior Bishop, and in such case the charges together with the certificate of the Metropolitan or Bishop Senior by consecration of the refusal of the Board to make a presentment shall be prepared in duplicate; one to be sent to the Secretary of the Provincial Synod to be deposited amongst the Archives of the Synod and the other to the Secretary or Secretaries of the Diocesan Synod of the Diocese where the Bishop has been so charged: no proceedings shall be had thereafter by way of presentment on such charges.

Limitations of Time.

14. No presentment shall be made in any case unless the alleged offence shall have been committed within two years next before the day on which the charges were delivered to

the Metropolitan or Bishop Senior by consecration except the charge be of such a nature that it would subject the accused to indictment before the criminal courts.

Trial.

15. When a presentment shall have been made by the Board of Inquiry or the majority thereof, it shall be the duty of the Bishops receiving it, to make arrangements for the trial of the accused.

16. The Court shall be formed of the Bishops of the Ecclesiastical Province, the majority of whom, excluding the accuser if he be a Bishop and the accused, must be present. And the rules of evidence to be followed on the trial shall be those of the Civil Courts of the Province within which the trial takes place; provided always that the accusers and accused may respectively give evidence.

17. The Bishop to whom the presentment is made shall summon all the Bishops of the Province other than the accuser and accused to attend at an appointed time and place and it shall be the duty of every Bishop so summoned to attend unless he be excused for reasonable cause to be approved by the Metropolitan or by the Bishop Senior by consecration. He shall also within two weeks summon the accused Bishop by written notice to be sent by mail within two weeks from the receipt of the presentment, addressed to his usual or last place of residence in his Diocese to appear and answer at the time and place so appointed and shall also give the like notice to the complainants requiring them to attend at the said time and place to substantiate their charges.

18. The time appointed for trial shall be within three calendar months and not less than one month from the day on which the summons was mailed and the place shall be within the Diocese of the accused Bishop.

19. The Bishops shall appoint a legal assessor at the time of trial but such assessor shall not vote in any case whatever.

20. If the accused refuse or neglect to appear then the Court shall proceed *ex parte* to pronounce him in contumacy and after hearing the evidence adduced pronounce judgment in the case.

21. The accused and the accusers may appear by counsel.

22. The decision of the Court on all the charges shall be reduced to writing and signed by a majority of those members of the Court by whom the case has been heard.

23. The sentence of the Court if the accused be found guilty shall be either admonition, suspension for a definite period, deposition or removal from office in the said Church and in the case of deposition or removal from office with a cessation of all rights to the temporalities of the See.

24. The judgment of the Court shall be communicated to every Bishop of this Ecclesiastical Province, to the Provincial Synod and to the Synod of the Diocese of the accused Bishop, and the said Synods shall forthwith proceed to enter and record such judgment. A full record of the proceedings of every such trial shall be kept by the House of Bishops.

This Canon will have to come up at the next session of the Synod for confirmation.

V.—Court of Appeal of the Metropolitan.

How Constituted.

The House of Bishops, presided over by the Metropolitan, or President of the Upper House, or Senior Bishop in their absence, with two or more assessors to be from time to time nominated by the said House of Bishops, shall be the Court of Appeal from the judgment of any Diocesan Court.

Three Bishops shall constitute a quorum of the Court of Appeal, and the decision of the majority of the Bishops sitting in appeal shall bind, and in the event of an equality of votes the decision of the Court appealed from shall stand affirmed.

The Bishop of any Diocese, who has given any judgment either alone or in any Diocesan Court in, or is a party to, any case, shall not sit in appeal in such case.

Officers of the Court.

There shall be a Registrar of the Court of Appeal, and such other officers as the Court may deem necessary, to be appointed from time to time by the Metropolitan.

When Appeal shall lie.

An appeal shall lie to the Court of Appeal, in all cases adjudged by any Diocesan Court, on behalf of any party to the case or proceeding in the Diocesan Court.

There shall be no appeal for any error or defect in form in any proceeding or judgment in a Diocesan Court.

An appeal shall lie to the Court of Appeal from the judgment or decision of the Bishop of any Diocese.

Proceedings of the Court.

The Court of Appeal may sit in any Diocese, at such times and places as the Court shall, from time to time, order and direct.

The appellant shall give notice of appeal to the respondent and the Bishop of the Diocese in the Court of which the judgment appealed from is given, within one calendar month after such judgment.

The appellant shall give to the respondent, within two calendar months after such judgment is given, a bond with sufficient securities, to be approved by the Registrar of the Court of Appeal, in the sum of \$400, to secure the respondent for the costs of appeal, in case the appeal is dismissed.

Every appeal shall be prosecuted to a hearing by the appellant within one year after such judgment is given; if the Court of Appeal shall not so sit, then at the first sitting of the Court of Appeal after such year shall have expired.

The appellant shall, within three calendar months after such judgment, bring into the Court of Appeal and file with the Registrar thereof, a transcript of all the proceedings and judgments appealed from, certified to be correct by the Registrar of the Diocesan Court, or the Bishop of the Diocese whose judgment is appealed against.

If any of the proceedings in the next preceding four sections are not taken within the times respectively limited therefor, the appeal shall be considered dismissed, and the judgment appealed from shall stand.

The appellant shall give the respondent one calendar month's notice in writing of the hearing of the appeal.

The Court of Appeal shall make such rules and orders as to the forms of procedure and practice, fees and costs, as such Court shall from time to time deem necessary.

VI.—Of Ministering in Parishes.

1. No Clergyman shall absent himself from his charge, for more than four weeks at a time, without the written consent of the Bishop, or, in his absence, of his Commissary.

2. No person shall be permitted to celebrate Divine Service or perform any office of the Church, permanently or occasionally, except he shall have been Episcopally and Canonically ordained, and it shall be the duty of the Incumbent, or, in his absence, of the Churchwardens, to demand proof of such ordination and of the good standing of the Clergyman before permitting him to officiate.

No person shall perform the office of Lay Reader except he shall hold the Bishop's licence.

This Canon shall not apply to the students of any Theological College, so as to prevent them from reading the Lessons in the College Chapel, or to Laymen occasionally officiating, when there is a necessity for it.

3. No Clergyman shall officiate in any Mission or Parish, either as substitute for the Incumbent or as his assistant, for more than one month, without the written licence of the Bishop, and no person who has availed himself of this implied permission shall be allowed to officiate again in the same Mission or Parish within a period of three months, unless he obtain the licence of the Bishop or the Bishop's Commissary.

4. No Bishop of one Diocese shall perform any Episcopal functions in another without the sanction of the Bishop thereof, save in the case provided for by the Canon relating to the powers of the Metropolitan, nor shall any Bishop perform any such functions in any vacant Diocese except by instruction from the Metropolitan; or, in case of the voidance of his Diocese, from the Senior Bishop of the Province.

VII.—Of Letters Testimonial.

When a Priest or Deacon in good standing is desirous of leaving a Diocese, it shall be the duty of the Bishop to give him, on his request, the usual "Letters Testimonial," but the Clergyman receiving the same shall continue subject to the Episcopal Jurisdiction of the Bishop till the Letters Testimonial shall have been presented according to their address, and accepted by the Bishop to whose Diocese the Clergyman wishes to be transferred; provided always that if they be not presented within three months after their date, they may be considered as void by the authority whence they proceeded, and shall be void unless they be presented within six months.

VIII.—Of Episcopal Resignations.

If a Bishop shall desire to resign his Diocese, he shall give in his resignation to the Metropolitan, in writing, or (if he be himself Metropolitan) to the Bishop Senior by Consecration; but such resignation shall not be accepted unless a majority of the House of Bishops consent.

IX.—Of the Subdivision of Dioceses.

The House of Bishops shall have the power of subdividing existing Dioceses, or of forming a new Diocese out of portions of existing Dioceses which may be contiguous, with the concurrence, or upon the application, of the Synod or Synods of the Dioceses affected, and it shall be the duty of such Synod or Synods to consider, without delay, any proposal for the subdivision of a Diocese which may emanate from the House of Bishops.

X.—Of the Officiating of Strange Clergymen in a Diocese.

When a Bishop is aware that a Clergyman not of his Diocese is officiating or about to officiate in his Diocese, and when the said Bishop shall have good reason to believe that doubts exist regarding the Clergyman's orthodoxy, canonical ordination, or good morals, then the Bishop may inhibit him from officiating within his Diocese, by a writing, addressed to him, and to the Clergy. And any Clergyman, after the receipt of the Bishop's inhibition, permitting such inhibited person to perform any clerical function in his Church, or Mission Chapel, shall be proceeded against by the Bishop for breach of Canonical obedience.

XI.—Of Missionary Bishops.

1. The Provincial Synod may elect a suitable Priest to be a Missionary Bishop over a district not within any organized Diocese or over a district which includes within the new territory a part or parts of one or more existing Dioceses; and when the House of Bishops shall be satisfied that adequate provision has been made for the support of a Missionary Bishop, the Metropolitan or presiding Bishop may convene the Provincial Synod for the purpose of electing such Missionary Bishop, by the joint action of the Upper and Lower House, which election shall be conducted in the following manner: The House of Bishops shall present to the Lower House one or more names for election by ballot, and if none of these names shall be accepted by the Lower House, further names shall be presented by the Upper House, until it shall signify that it has no

other name to present. All names presented to the Lower House shall be before it for election until an election shall have been made. A majority of votes, Clerical and Lay, shall be necessary to an election.

2. In case a Missionary Bishop shall be appointed in the manner hereinbefore mentioned over a district which includes or consists of a part or parts of one or more existing Dioceses, the Missionary Bishop shall exercise no jurisdiction over any such part or parts of such other Diocese or Dioceses, until the Synod or Synods of the Diocese or Dioceses affected shall have consented to his so doing, and it shall be the duty of such Synod or Synods to consider without delay any such proposal.

3. The Bishop elected, as aforesaid, shall exercise his Episcopal functions in such Missionary District in conformity with the Constitution and Canons of this Province, so far as they can be made applicable to the condition of his District.

4. Every Missionary Bishop shall be entitled to a seat in the House of Bishops, and shall report to the Metropolitan, for the information of the Provincial Synod, at every meeting of the Synod, concerning the state and condition of the Church in his Missionary District.

5. In the event of a vacancy occurring in any Missionary Diocese, the Provincial Synod shall be summoned, within six months, to elect another Missionary Bishop; provided the regular meeting of the Provincial Synod shall not take place within twelve months after such vacancy, in which case the election shall be postponed until such regular meeting, and in the meantime the duties of the late Bishop shall devolve, so far as they can be discharged by him, on a Commissary, whom it shall be the duty of every Missionary Bishop to appoint on his consecration, and from time to time, as the office shall become vacant.

6. Nothing contained in the first clause of this Canon shall prevent the election of a Missionary Bishop at this session of the Synod, or at any adjourned session of the same.

7. Any Diocese of the Province may, if it desires so to do, separate and set apart any portion of its Territory as a District suitable for the establishment therein of a Missionary Bishopric, and such Territory so set apart may become a Missionary Diocese and a Bishop be appointed thereto in accordance with the foregoing Canon.

XII.—For Altering the Order of the Public Service of the Church in Certain Cases.

Whereas the Convocations of Canterbury and York did introduce certain modifications into the order of the Public Service of the Church; and whereas the Imperial Parliament did by Acts 35 and 36 Vic., Cap. 35, sanction and authorize the same as amendments to the Act of Uniformity; and whereas it is expedient to extend such modifications to this Ecclesiastical Province:—

Be it, therefore, enacted, as follows:

Use of shortened Form of Morning and Evening Prayer.

The shortened Order for Morning Prayer, or for Evening Prayer, specified in the schedule of this Canon, may, on any day except Sunday, Christmas Day, Circumcision, Epiphany, Ash Wednesday, Good Friday and Ascension Day, be used in lieu of the Order for Morning or for Evening Prayer respectively prescribed by the Book of Common Prayer

Special Service for Special Occasions.

Upon any special occasion approved by the Ordinary there may be used in any Cathedral or Church a special form of service approved by the Ordinary, so that there be not introduced into such service anything, except anthems or hymns, which does not form part of the Holy Scriptures or Book of Common Prayer.

Additional Service on Sundays and Holy-days.

An additional form of service, varied from any form prescribed by the Book of Common Prayer, may be used at any hour, on any Sunday or Holy-day, in any Cathedral or Church in which there are duly read, said or sung as required by law, on such Sunday or Holy-day, at some other hour or hours, the Order for Morning Prayer, the Litany, such part of the Order for the Administration of the Lord's Supper or Holy Communion as is required to be read on Sundays or Holy-days if there be no Communion, and the Order for Evening Prayer, so that there be not introduced into such additional service any portion of the Order for the Administration of the Lord's Supper or Holy Communion, or any thing except anthems or hymns, which does not form part of the Holy Scriptures or Book of Common Prayer, and so that such form of service and the mode in which it is used is, for the time being, approved by the Ordinary.

Separation of Services.

Whereas doubts have arisen as to whether the following forms of service, that is to say: The Order for Morning Prayer, the Litany, and the Order for the Administration of the Lord's Supper or Holy Communion, may be used as separate services, and it is expedient to remove such doubts; Be it, therefore, enacted and declared that any of such forms of service may be used together, or in varying order as separate services, or that the Litany may be said after the third Collect in the Order for Evening Prayer, either in lieu of or in addition to the use of the Litany in the Order for Morning Prayer, and any of the said forms of service may be used with or without the preaching of a sermon or lecture, or the reading of a homily.

Preaching a Sermon without previous Service.

Whereas doubts have arisen as to whether a sermon or lecture may be preached without the common prayers and services appointed by the Book of Common Prayer for the time of day being previously read, and it is expedient to remove such doubts; Be it, therefore, enacted and declared that a sermon or lecture may be preached without the common prayers or services appointed by the Book of Common Prayer being read before it is preached, so that such sermon or lecture be preceded by any service authorized by this Canon, or by the Bidding Prayer, or by a collect taken from the Book of Common Prayer, with or without the Lord's Prayer.

The permission hereby granted to use the shortened form of Morning and Evening Prayer specified in the Schedule of this Canon is hereby extended to Sundays and Holydays, when the Clergyman shall deem it desirable, either from the peculiar condition of his congregation or from the laborious nature of his ministrations. Such liberty, however, shall not be used without the written sanction and approval of the Bishop.

NOTE.—This last clause required to be confirmed at the next session of the Synod.

Schedule.

NOTE.—The Minister using the Shortened Order for Morning Prayer or for Evening Prayer in this Schedule may, in his discretion, add in its proper place any exhortation, prayer, canticle, hymn, psalm, or lesson contained in the Order for Morning Prayer or for Evening Prayer in the Book of Common Prayer, and omitted, or authorized to be omitted, from such shortened order.

SHORTENED FORM OF SERVICE FOR MORNING PRAYER, DAILY
THROUGHOUT THE YEAR, EXCEPT SUNDAY, CHRISTMAS
DAY, CIRCUMCISION, EPIPHANY, ASH WEDNESDAY,
GOOD FRIDAY AND ASCENSION DAY.

At the beginning of the Morning Prayer the Minister shall read with a loud voice one or more of these sentences of the Scriptures that follow :

"When the wicked man," &c.

A General Confession to be said of the whole Congregation after the Minister, all Kneeling :

"Almighty and Most Merciful Father," &c.

The Absolution or Remission of Sins, to be pronounced by the Priest alone, Standing, the People still Kneeling :

"Almighty God, the Father," &c.

The People shall answer here, and at the end of all other prayers, "Amen."

Then the Minister shall Kneel and say the Lord's Prayer with an audible voice ; the People also Kneeling and repeating it with him :

"Our Father which art in Heaven," &c.

Then likewise he shall say :

"O Lord, open Thou our lips," &c.

Here all Standing up, the Priest shall say :

"Glory be to the Father," &c.

Then shall follow the Psalms appointed. And at the end of every Psalm throughout the year, and likewise at the end of the Benedicite, Benedictus, Magnificat and Nunc-Dimittis, shall be repeated :

"Glory be to the Father," &c.

Then shall be read distinctly, with an audible voice, either the First Lesson taken out of the Old Testament as is appointed in the Calendar, or the Second Lesson taken out of the New Testament, except there be a Proper Lesson assigned for that day, in which case the Proper Lesson shall be read, and if there are two Proper Lessons, each shall be read in its proper place ; he that readeth, so Standing and turning himself as he may best be heard by all such as are present.

Note.—That before every Lesson the Minister shall say:
 “Here beginneth” (such a chapter or such a verse of such a chapter of such a Book.)

After every Lesson.

“Here endeth” the Lesson, or the First or the Second Lesson.

And after the Lesson, shall be said or sung in English the following:

Either the Hymn called “*Te Deum Laudamus*,”

“We praise Thee, O God,” &c.;

Or this Canticle,

Benedicite, omnia opera,

“O all ye works of the Lord,” &c.

Or the Hymn following (except when that shall happen to be read in the Lesson for the day, or for the Gospel on Saint John the Baptist's Day):

Benedictus, St. Luke 1, v. 68.

“Blessed be the Lord God of Israel,” &c.

Or this Psalm,

Jubilate Deo,

“O be joyful in the Lord all ye lands,” &c.

Then shall be sung or said the Apostles' Creed by the Minister and the People Standing, except only on such days as the Creed of St. Athanasius is appointed to be read. After that, the people all devoutly kneeling, the Minister shall pronounce with a loud voice:

“The Lord be with you.”

Answer—“And with Thy Spirit.”

Minister—“Let us pray.”

Then the Priest shall say:

“O Lord, shew Thy mercy upon us,” &c.

Then shall follow three Collects. The first of the day, which shall be the same that is appointed at the Communion: the second for Peace: the third for Grace to live well: and the last two collects shall never alter, but daily be said at Morning Prayer throughout all the year, as followeth, all kneeling.

The second Collect, for Peace:

"O God, who art the author of peace," &c.

The third Collect for Grace:

"O Lord, our heavenly Father," &c.

Here may follow an Anthem or Hymn:

Then these two prayers following:

A Prayer of Saint Chrysostom,

"Almighty God, who hast given us grace," &c.

2 Corinthians, xiii.:

"The grace of our Lord Jesus Christ," &c.

Here endeth the Shortened Order of Morning Prayer.

THE SHORTENED ORDER FOR EVENING PRAYER DAILY THROUGH-
OUT THE YEAR, EXCEPT ON SUNDAY, CHRISTMAS DAY,
CIRCUMCISION, EPIPHANY, ASH WEDNESDAY,
GOOD FRIDAY AND ASCENSION DAY.

At the beginning of the Evening Prayer the Minister shall read with a loud voice some one or more of these sentences of the Scriptures that follow:

"When the wicked man," &c.

A General Confession to be said by the whole Congregation after the Minister all Kneeling.

"Almighty and most merciful Father," &c.

The Absolution or Remission of sins, to be pronounced by the Priest alone Standing; the people still Kneeling.

"Almighty God, the Father," &c.

Then the Minister shall Kneel and say the Lord's Prayer, the People also Kneeling and repeating it with him.

"Our Father, which art in heaven," &c.

Then likewise he shall say:

"O Lord, open Thou our lips."

Here all Standing up, the Priest shall say:

"Glory be to the Father," &c.

Then shall be said or sung one or more of the Psalms in order as they be appointed. Then either a lesson of the Old

Testament, as it is appointed, or a Lesson of the New Testament, as it is appointed, except there is a Proper Lesson assigned for that day, in which case the Proper Lesson shall be read and if there are two Proper Lessons, each shall be read in its proper place; and after the Lesson, or between the first and second Lessons, shall be said or sung in English one of the following:

Either the Magnificat or the Song of the Blessed Virgin Mary, in English, as follows:

Magnificat, St. Luke 1;

"My soul doth magnify the Lord," &c.

Or else this Psalm (except it be on the nineteenth day of the month, when it is read in the ordinary course of the Psalms),

Cantate Domino, Psalm xcvi:

"O Sing unto the Lord a new song," &c.

Or Nunc Dimittis (or the Song of Simeon) as followeth:

"Lord now lettest Thou Thy servant," &c.

Or else this Psalm (except it be on the twelfth day of the month),

Deus misereatur. Psalm xcvi:

"God be merciful unto us and bless us," &c.

Then shall be said or sung the Apostles' Creed, by the Minister and People Standing:

"I believe in God the Father Almighty," &c.

And after that, the People devoutly Kneeling, the Minister shall pronounce with a loud voice:

"The Lord be with you."

Answer—"And with thy spirit."

Minister—"Let us pray."

Then the Priest, Standing up, shall say:

"O Lord, shew Thy mercy upon us," &c.

Then shall follow three Collects. The first of the Day; the second for Peace; the third for aid against all Perils, as hereafter followeth; which last two Collects shall be daily said at Evening Prayer, without alteration.

The second Collect at Evening Prayer :

"O God, from whom all holy desires," &c.

The third Collect, for aid against all perils :

"Lighten our darkness," &c.

Here may follow an Anthem or Hymn.

A Prayer of St. Chrysostom.

"Almighty God, who hast given us grace," &c.

2 Corinthians, xiii.

"The grace of our Lord Jesus Christ," &c.

Here endeth the Shortened Order of Evening Prayer.

XIII.—Of Alterations or Additions in Prayer Book and Version of Scriptures.

No alteration or addition shall be made in the Book of Common Prayer and Administration of the Sacraments and other Rites and Ceremonies of the Church, the Articles of Religion, or the Form and Manner of making, ordaining and consecrating Bishops, Priests and Deacons, or the Version of the Scriptures authorized to be read in Churches, unless the same shall be enacted at one session of the Provincial Synod and confirmed at another session of the same; provided that the confirmation be approved by two-thirds of the House of Bishops and two-thirds of each order of the Lower House.

Nevertheless, any alteration in or addition made to the Prayer Book or Articles by the Church of England in her Convocations, and authorized by Parliament, may be accepted for use in this Ecclesiastical Province by the Provincial Synod at one session only, without the necessity for further confirmation.

XIV.—Of the Oaths and Subscription of the Clergy.

Every person about to be ordained Priest or Deacon shall, before ordination, in the presence of the Bishop by whom he is to be ordained, and every person about to be licenced to any Curacy, or to be instituted to any benefice, shall, before obtaining such licence or being so instituted, make and subscribe the following declarations and take the following oaths :

1. The "Declaration of Assent," so called :

"I, (A. B.) do solemnly make the following declaration :
I assent to the Thirty-nine Articles of Religion and to the

Book of Common Prayer, and of the Ordering of Bishops, Priests and Deacons; I believe the doctrine of the Church of England as therein set forth to be agreeable to the Word of God, and in Public Prayers and administration of the Sacraments I will use the Form in the said Book prescribed, and none other, except so far as shall be ordered by lawful authority."

2. The declaration of Submission to the Canons of the Provincial and Diocesan Synods as required by Canon II of the Canons of this Ecclesiastical Province in the following terms:

"I, (A. B.,) do willingly subscribe to and declare that I assent to and abide by the Canons which have been, or shall be, from time to time, passed by the Provincial Synod, or the Synod of the Diocese of....."

3. The Oath of Allegiance:

"I, (A. B.,) do swear that I will be faithful and bear true allegiance to her Majesty Queen Victoria, her heirs and successors, according to law. So help me God."

4. The Oath of Canonical Obedience:

"I, (A. B.,) do swear that I will pay true and Canonical obedience to the Lord Bishop of.....and his successors in all legal and honest commands. So help me God....."

[No oath shall be administered during the service for the ordering of Deacons, or during the service for the ordering of Priests, or during the service for the consecration of Bishops.]

Before institution to any Benefice, the persons to be instituted shall also subscribe the following "Declaration against Simony,"—

"I, (A. B.,) solemnly declare that I have not made by myself or by any other person any payment, contract, or promise of any kind whatsoever which, to the best of my knowledge or belief, is simoniacal, touching or concerning the obtaining the preferment of (.....), nor will I at any time hereafter perform or satisfy in whole or in part any such kind of payment, contract or promise made by any other without my knowledge or consent."

XV.—Of the Consecration of a Bishop.

1. Whenever an election is made by any Diocesan Synod within the Ecclesiastical Province of Canada of a person to fill

the office of Bishop, the Chairman, or in the case of his death, incapacity, absence, or refusal, the Clerical Secretary of the said Synod shall transmit a certificate of such election to the Metropolitan, within seven days after the election.

2. Such certificate shall be in the following form :

"We, the Clergy and Lay Representatives of the Diocese of.....in Synod assembled, do hereby certify that at.....on this.....day of.....A. D.,.....(A. B.,) of the Diocese of.....was duly elected, according to the Canons of this Diocese, to be Bishop of.....

.....
Signed, on behalf of the Synod,

.....Chairman.
.....Secretary or
.....Secretaries.

3. On the receipt of this Certificate, the Metropolitan shall, within seven days, send formal notice of such election to all the Bishops within his Ecclesiastical Province.

4. Should any of the said Bishops desire to object to the consecration of the person so elected, on the ground of canonical disability, as hereinafter defined, he shall make the objection in writing, delivered to the Metropolitan within fourteen days from the date of said notification to him of such election, setting forth the special grounds of his objection.

5. On the receipt of such objection in writing by the Metropolitan, or in case the Metropolitan himself object to such consecration, he shall summon the House of Bishops to meet within one month, to consider such objection, giving not less than fourteen days' notice of the time and place of meeting; it shall be the duty of every Bishop so summoned to attend unless he be excused for reasonable cause to be approved by the Metropolitan; and the Metropolitan shall send by post a true copy of such objections to the person so elected, at least twenty-one days previous to the meeting referred to in this section, and shall also notify him of the time and place of meeting.

6. The House of Bishops, having heard the person so elected, or having given him every reasonable facility for appearing before them in person, or by counsel, or by proxy, if he be so minded, as well as the Diocesan Synod by its representative duly appointed, if the said Diocesan Synod shall

express its desire to be so heard; and, having heard the reasons in support of the said objection, shall decide as to its validity or otherwise, and their decision, with the reasons therefor, shall be communicated in writing without delay to the person so elected, and to the Secretary of the Synod which elected him.

7. Thereupon if the majority of the Bishops of the Ecclesiastical Province determine that the objection is canonical and has been sustained, the Synod of the Diocese aforesaid shall proceed to the election of another person to fill the office of Bishop.

8. Should no such objection be made within the period specified, or after objection made, should the same not be sustained by the majority of the Bishops as aforesaid, the Metropolitan shall, with all convenient speed, proceed to the consecration of the said person so elected, and to that end shall summon two or more of the Bishops of this Ecclesiastical Province to assist him in such consecration; and it shall be the duty of such Bishops to attend at such time and place as he, the Metropolitan, shall appoint, and to assist in the consecration of the said person elected.

9. Before proceeding to consecrate, the Metropolitan shall cause to be read publicly in the Church, where the consecration is held, a duly attested certificate of the election of said person to the office of Bishop, and that no Canonical impediment to his consecration exists, which shall thereupon be given in for record.

10. No Bishop who shall have made any Canonical objection as aforesaid, or who shall have voted in favor of such objection, shall be required to take part in such consecration, and if the Metropolitan shall have made such objection, the Senior Bishop of the Ecclesiastical Province, not having so objected or so voted, shall perform the duties of the Metropolitan referred to in section eight of this Canon.

11. The following objections shall be considered canonical and none others:—

1. That the person elected is not fully thirty years of age.
2. That he is not a Priest in Holy Orders of the Church of England, or of some branch of the Church in full communion therewith.
3. That he is deficient in learning.
4. That he has either directly or indirectly secured, or attempted to secure, the office by any improper means.
5. That he is guilty of any other crime or immorality.

6. That he teaches or holds, or has within five years previous to the date of his election, taught or held anything contrary to the doctrine and discipline of the Church of England.

12. The Bishop elect shall, previous to his consecration, or if already a Bishop, previous to his installation subscribe a declaration of submission to the Canons of the Provincial Synod in the form prescribed by Canon II.

13. If a person shall be elected Bishop of a vacant Diocese who has been previously consecrated Bishop of the Church of England or of any branch of the Church in full communion therewith, the said election shall be notified to the Metropolitan as hereinbefore provided, and the Metropolitan shall proceed, as in the case of the election of a person in Priests' Orders, except that when no canonical objection has been received within the period limited for entering such objections, or when such objections shall have been heard and rejected by the House of Bishops, the Metropolitan instead of proceeding to the consecration shall issue a certificate to the Bishop so elected, and to the Secretaries of the electing Synod, that there is no canonical impediment to the installation of the said Bishop.

14. In all cases when the Bishop elected has been duly consecrated, or a certificate has been furnished by the Metropolitan, as before provided, the said Metropolitan shall, either by himself or by some person duly commissioned to act on his behalf, formally instal the said Bishop elect, inducting him into the actual possession of his See.

15. In case there shall be no Metropolitan or in case he shall be incapable of performing the duty in this Canon assigned to the Metropolitan, this duty shall be performed by the Senior Bishop of the Province and in case of his absence or incapacity by the next in seniority and so forth.

16. A majority of the Bishops of this Ecclesiastical Province shall constitute a quorum for the hearing of objections to the consecration of a person elected to the office of Bishop.

This Canon will require to be confirmed at the next session of Synod.

SOLEMNIZATION OF MARRIAGES.

Resolution Concerning Table of Kindred and Affinity Adopted Sept., 1877.

No Clergyman of this Ecclesiastical Province shall knowingly solemnize a marriage forbidden by the 99th Canon of the year A. D. 1803, which is as follows: "No person shall marry within the degrees prohibited by the laws of God and expressed in a table set forth by authority in the year of our Lord 1563."

PART III.

ACTS OF PARLIAMENT.

I.—The Church Temporalities' Act, 1841.

An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in this Province, and for other purposes therein mentioned.

[3 Vic., ch. 74, passed in 1840; Royal Assent promulgated on the 3rd December, 1841.]

Whereas it is desired, on behalf of the United Church of England and Ireland, in the Province of Upper Canada, that provision should be made by law for the internal management by the members of the said Church, of the temporalities thereof, and also for allowing the endowment thereof, and it is just and expedient that such provision should be made:

Freehold of Churches, etc., to vest in the Parson or Incumbent. Proviso.

1. *Be it therefore enacted* by the Queen's most Excellent Majesty, by and with the advice and consent of the Legislative Council and Assembly of the Province of Upper Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain, intituled, "An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's reign, intituled 'An Act for making more effectual provision for the Government of the Province of Quebec, in North America,' and to make further provision for the Government of the said Province," and by the authority of the same, That from and after the passing of this Act, the soil and freehold of all Churches of the communion of the said United Church of England and Ireland, now erected or hereafter to be erected in the said Province, and of the Church-yards and Burying-grounds attached or belonging thereto, respectively, shall be in the Parson or other Incumbent thereof for the time being; and that the possession thereof shall be in the Incumbent for the time being, and the Churchwardens to be appointed as hereinafter is mentioned, by whatever title the same may now be held, whether vested in Trustees for the use of the Church, or whether the legal estate remains in the Crown, by reason of no Patent having been issued, though set apart for the purposes of such Church, Church-yard or Burying-ground: *Provided always*, that nothing herein contained shall extend to affect the rights of any other Church or body of Christians, to any landed property, or Church now erected, but that the same shall remain as if this Act had not been passed.

Pew Holders to form a Vestry.

2. *And be it further enacted by the authority aforesaid,* That all pew-holders in such Churches, whether holding the same by purchase or lease, and all persons holding sittings therein, by the same being let to them by Churchwardens, and holding a certificate from the Churchwardens of such sitting, shall form a Vestry for the purposes in this Act mentioned and declared.

Ordinary Meetings and Proceedings of Vestry.

3. *And be it further enacted by the authority aforesaid,* That a meeting of such Vestry shall be holden on Monday, in Easter week, in each and every year, after due notice thereof given during Divine Service on the morning of Easter Sunday, for the purpose of appointing Churchwardens for the ensuing year; and that at such meeting one Churchwarden shall be nominated by the Incumbent of the Parsonage or Rectory to which the said Church belongs, and the other shall be elected by a majority of those present and entitled to vote at such Vestry meeting as aforesaid: *Provided, nevertheless,* that in case of such Incumbent declining or neglecting to nominate a Churchwarden, then both of the said Churchwardens shall, for the current year, be elected in the manner aforesaid; and in case the members of such Vestry shall neglect to elect a Churchwarden, then both such Churchwardens shall, for the current year, be nominated by the Incumbent: *Provided always,* that if from any cause a Vestry meeting shall not take place at the time specified, such appointment of Churchwardens may take place at any subsequent Vestry meeting to be called in manner as hereinafter provided; and in case of the death or change of residence to twenty miles or more from any such Church, of either of the said Churchwardens, a Vestry meeting shall be thereupon called, for the election, by the said Vestry, of a new Churchwarden, in case the one deceased or removed had been elected by the Vestry, or for the nomination of a new Churchwarden by the Incumbent, in case the one deceased or removed had been nominated by the Incumbent.

Churchwardens.

4. *And be it further enacted by the authority aforesaid,* That no person shall be eligible to the office of Churchwarden, except members of the said Church, of the full age of twenty-one years, and who shall also be members of such Vestry.

Churchwardens' Term of Office.

5. *And be it further enacted by the authority aforesaid,* That such Churchwardens shall hold their office for one year from the time of their appointment, or until the election of their successors, except in case of an appointment or nomination to fill up any vacancy occasioned by death or removal, as aforesaid, and in such case the person so appointed or nominated shall hold the said office until the next annual election.

Powers of Churchwardens.

6. *And be it further enacted by the authority aforesaid,* That such Churchwardens, so to be elected and appointed as aforesaid, shall, during their term of office, be as a corporation to represent the interest of such Church, and of the members thereof, and shall and may sue and be sued, answer and be answered unto, in all manner of suits and actions whatsoever, and may prosecute indictments, presentments and other criminal proceedings, for and in respect of such Churches and Church-yards, and all matters and things appertaining thereto; and shall and may, in conjunction with the Rector or Incumbent, make and execute faculties or conveyances, or other proper assurances in the law, to all pewholders holding their pews by purchase, or leases to those holding the same by lease, and shall and may grant certificates to those who shall have rented sittings, such conveyances, leases and certificates, to be given within a reasonable time after demand made, and at the charges of the person applying for the same; and further, it shall be the duty of such Churchwardens, from time to time, to sell, lease, and rent pews and sittings, upon such terms as may be settled and appointed at Vestry meetings to be holden for that purpose as hereinafter provided; *Provided always,* that any such sale, lease, or renting, shall be subject to such rent-charge or other rent as may from time to time be rated and assessed in respect thereof, at such Vestry meetings.

Pews.

7. *And be it further enacted by the authority aforesaid,* That in case of the absolute purchase of any pew in any such Church as aforesaid, the same shall be construed as a Freehold of Inheritance not subject to forfeiture by change of residence, or by discontinuing to frequent the same; and the same may be bargained, sold and assigned to any purchaser thereof, being a member of the Church of England, and such purchaser, provided the same be duly assigned and conveyed to him, shall

hold the same, with the same rights, and subject to the same duties and charges, as the original purchaser thereof.

Rights of Pew-holders.

8. *And be it further enacted by the authority aforesaid,* That any pew-holder, whether by purchase or lease, and any person renting a pew or sitting, shall and may during their rightful possession of such pew or sitting, have a right of action against any person injuring the same, or disturbing him or his family in the possession thereof.

Churchwardens' Accounts; Open to Inspection.

9. *And be it further enacted by the authority aforesaid,* That such Churchwardens, so to be appointed as aforesaid, shall yearly, and every year, within fourteen days after other Churchwardens shall be nominated and appointed to succeed them, deliver in to such succeeding Churchwardens a just, true and perfect account, in writing, (fairly entered in a book or books to be kept for that purpose, and signed by the Churchwardens) of all sums of money by them received, and of all sums rated or assessed, or otherwise due and not received; and also of all goods, chattels, and other property of such Church or Parish in their hands as such Churchwardens, and of all moneys paid by such Churchwardens so accounting, and of all other things concerning their said office; and shall also pay and deliver over all sums of money, goods, chattels and other things, which shall be in their hands, unto such succeeding Churchwardens, which said account shall be verified by oath before one or more of Her Majesty's Justices of the Peace, who are hereby authorized to administer the same; and the said book or books shall be carefully preserved by such Churchwardens, and they shall and are hereby required to permit any member of such Vestry, as aforesaid, to inspect the same at all reasonable times, paying one shilling for such inspection; and in case such Churchwardens shall make default in yielding such account, as aforesaid, or in delivering over such money, goods, or other things, as aforesaid, it shall be in the power of the succeeding Churchwardens to proceed against them at law for such default, or to file a bill in Equity for discovery and relief; and in case of the re-appointment of the same Churchwardens, then such account, as aforesaid, shall, in like manner as is aforesaid, be made and rendered before an adjourned meeting of such Vestry, fourteen days after such re-appointment.

Extraordinary Meetings of Vestry.

10. *And be it further enacted by the authority aforesaid,* That it shall be in the power of the Incumbent of any such Parsonage, Rectory or Parish, as aforesaid, or of the Churchwardens thereof, to call a Vestry meeting whenever he or they shall think proper so to do, and it shall be his and their duty so to do, upon application being made for that purpose in writing, by six at least of the members of such Vestry, as aforesaid; and in case, upon written application being made as aforesaid, such Incumbent and Churchwardens shall refuse to call such meeting, then one week after such demand made, it shall be in the power of any six of such members of the Vestry to call the same by notice, to be affixed on the outer Church door (or Church doors where more than one), at least one week previous to such intended meeting.

Chairman of Vestry Meetings.

11. *And be it further enacted by the authority aforesaid,* That in all Vestry meetings, the Rector or Incumbent of the Church shall preside as Chairman, when present, and in his absence, such person as the majority present at such meeting shall name; and the Vestry Clerk, when there is one, and present, or in case there be no Vestry Clerk, or he be absent, then such person as the Chairman shall name, shall be Secretary of such Vestry meeting, and the proceedings of such Vestry meetings shall be entered in a book to be kept for that purpose, and preserved in the custody of the Churchwardens.

Regulation of Pew Rents.

12. *And be it further enacted by the authority aforesaid,* That the rent-charge to be paid upon pews holden in freehold, and the rent to be paid for pews and sittings in pews, leased or rented, shall be regulated from time to time at such Vestry meetings as aforesaid: *Provided nevertheless,* that no alterations shall be made therein, except at Vestry meetings, called for such special purpose, and so expressed in the notice calling the same; and further, that the charges to be made in respect of such conveyance; leases and certificates, shall in like manner be regulated at such Vestry meetings as aforesaid.

Appointment of Clerk, Sexton, &c.

13. *And be it further enacted by the authority aforesaid,* That the Clerk of the Church, the Organist, the Vestry Clerk, the Sexton, and other subordinate Servants of the Church, shall

be nominated and appointed by the Churchwardens for the time being, and that their salary and wages shall be brought into the general account, to be rendered as aforesaid by such Churchwardens.

Fees.

14. *And be it further enacted by the authority aforesaid,* That the fees on marriages, baptisms, and other services of the like nature, and the charges payable on breaking the ground in the cemeteries or Church-yards, and in the said Churches, for burying the dead, shall be regulated by the Ordinary, or in case there be no Ordinary, by the Bishop of the Diocese.

Vestry By-Laws.

15. *And be it further enacted by the authority aforesaid,* That it shall be in the power of the members of such Vestries, at such Vestry meetings as aforesaid, to make by-laws for the regulation of their proceedings and the management of the temporalities of the Church or Parish to which they belong, so as the same may not be repugnant to this Act, nor contrary to the canons of the United Church of England and Ireland.

Grants of Land, etc., for Church Uses to be valid Notwithstanding the Statutes of Mortmain, etc.

16. *And be it further enacted by the authority aforesaid,* That any deed or conveyance of land, or of personalty, that may be made to any Bishop of the said Church, in the said Province, and to his successors, for the endowment of his See, or for the general uses of the said Church, as such Bishop may appoint or otherwise, or for the use of any particular Church then erected, or thereafter to be erected, or the endowment of a Parsonage, Rectory or Living, or for other uses or purposes appurtenant to such Church in general, or to any particular Church or Parish, to be named in such deed, and any such deed or conveyance, to any Parson, or Rector, or other Incumbent, and his successors, for the endowment of such Parsonage, Rectory, or Living, or for other uses or purposes appurtenant thereto, shall be valid and effectual to the uses and purposes in such deed or conveyance to be mentioned and set forth, the Acts of Parliament, commonly called the Statutes of Mortmain, or other Acts, laws or usages, to the contrary notwithstanding: *Provided always,* that in order to the validity of such deeds and conveyances, the same shall be made and executed six months at least before the death of the person conveying the same, and shall be registered not later than six months after his decease.

Church Endowments ; Bishop's Licence ; Advowson.

17. *And be it further enacted by the authority aforesaid,* That in the event of any person or persons, bodies politic or corporate, desiring to erect and found a Church or Churches, and to endow the same with a sufficiency for the maintenance of such Church and of Divine Service therein, according to the rites of the said Church of England and Ireland, it shall and may be lawful for him or them to do so, upon procuring the licence of the Bishop, under his hand and seal for that purpose; and thereupon, after the erection of a suitable Church, and the appropriation by the founder thereof of such Church so erected, and of lands and hereditaments, or other property, adequate to the maintenance thereof, and of an Incumbent, and adequate to the usual and ordinary charges attendant upon such Church, such provision being made to the satisfaction of the Bishop, such founder, his heirs and assigns, being members of the said Church of England, or such body politic or corporate, as the case may be, shall have the right of presentation to such Church, as an advowson in fee presentative, according to the rules and canons of the said United Church of England and Ireland,

No Spiritual Jurisdiction conferred by this Act.

18. *And be it further enacted by the authority aforesaid,* That nothing in this Act contained shall extend, or be construed to extend in any manner, to confer any Spiritual jurisdiction or Ecclesiastical rights whatsoever upon any Bishop or Bishops, or other Ecclesiastical person, of the said Church, in the said Province of Upper Canada.

II.—Church Temporalities' Amendment Act 1866.

An Act to make further provision in relation to the Temporalities of the United Church of England and Ireland, in this Province.

[Act 29-30 Vict., Chap. XV. Assented to 15th August, 1866.]

Whereas it is desirable to provide that the Act passed by the Parliament of Upper Canada in the third year of Her Majesty's reign, chaptered seventy-four, and intituled: "*An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in this Province, and for other purposes therein mentioned,*" and also the Act of the Parliament of this Province, passed in the sixth year of Her Majesty's reign, chaptered thirty-two, and intituled "*An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in*

the Diocese of Quebec, in this Province, and for other purposes therein mentioned," and also the Act of the Parliament of this Province, passed in the session thereof held in the fourteenth and fifteenth years of Her Majesty's reign, chaptered one hundred and seventy-six, and intituled "*An Act to make provision for the management of the Temporalities of the United Church of England and Ireland, in the Diocese of Montreal, and for other purposes therein mentioned,"* may be altered and amended from time to time, and the Provincial Synod of the United Church of England and Ireland, in Canada, have, by their petition, prayed that power may be given to the said Synod to make such alterations in the said Acts, as may from time to time be found necessary for the better and more uniform regulation and management of the Temporalities of the said Church in this Province, and it is expedient that the prayer of the said petition be granted, therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:—

Provincial Synod or General Assembly under 19-20 V. c. 141, may amend the said Acts, except certain Sections of each of them.

1. The Bishops, Clergy and Laity of the United Church of England and Ireland, in Canada, assembled in Provincial Synod or General Assembly, under the provisions of the Act passed in the session held in the nineteenth and twentieth years of Her Majesty's reign, chaptered one hundred and forty-one, section two, shall have power and authority from time to time, by any By-Law or Canon by them adopted, to make such repeal, change, alteration and amendment of, and in all or any of the clauses or provisions in all or any of the said Acts in the Preamble of this Act mentioned, as they shall deem advisable and necessary for the better and more uniform regulation and management of all or any of the temporalities of the said United Church of England and Ireland, in this Province; and every such Canon or By-Law shall have effect accordingly; Provided always, that the proviso to the sixteenth section of the Act firstly, and that the proviso to the eighteenth section of the Act thirdly in the Preamble of this Act mentioned; and also the eighteenth sections of the Acts firstly and secondly, and the twenty-second section of the Act thirdly in the Preamble of this Act mentioned, shall not, nor shall either of them be, in any manner varied, altered or repealed, by any such Canon or By-Law as aforesaid; and provided also that such Canon or By-Law shall be approved by the Governor in Council.

and before such approval, shall be published for three months in the Official Gazette.

2. This Act shall be a public Act.

III.—Church Society Toronto Incorporation Act, 1844.

An Act to Incorporate the Church Societies of the United Church of England and Ireland, in the Dioceses of Quebec and Toronto.

[7 Vic., ch. 68; passed December, 1843; Royal Assent promulgated June 27, 1844.]

Whereas it has been represented to the Legislature of this Province that certain persons hereinafter named, and divers others, inhabitants of Lower Canada, and also certain other persons hereinafter named, and divers others inhabitants of Upper Canada, have respectively established themselves together under a Constitution, Rules and Regulations, and have contributed, or engaged to contribute considerable sums of money, and have given or granted, or promised to give or grant lands or real estate for the following objects, that is to say:— First, for the encouragement and support of Missionaries and Clergymen of the United Churches of England and Ireland, severally within the Dioceses of Quebec and Toronto, and for creating a fund towards the augmentation of the Stipends of poor Clergymen, and towards making a provision for those who may be incapacitated by age or infirmity, and for the widows and orphans of the Clergy of the said Church, respectively, in the said Dioceses; Secondly, for the encouragement of Education and the support of Day Schools and Sunday Schools in the said Dioceses, respectively, in conformity with the principles of the said Church; Thirdly, for granting assistance, where it may be necessary, to those who may be preparing for the Ministry of the Gospel in the said Church within the said Dioceses respectively; Fourthly, for circulating in the said Dioceses, respectively, the Holy Scriptures, the Book of Common Prayer of the said Church, and such other Books and Tracts as shall be approved by the several Central Boards or Managing Committees of the said Associations; Fifthly, for obtaining and granting aid towards the erection, and endowment and maintenance of Churches according to the establishment of the said Church in the said Dioceses, respectively, the creation and maintenance of Parsonage Houses, the setting apart of Burial Grounds and Church Yards, the endowment and support of Parsonages and Rectories according to the said estab-

lishment, and the management of all matters relating to such endowments; And whereas it would tend greatly to facilitate and promote the purposes of the said Associations that they should severally be incorporated and empowered to hold property in mortmain without Letters of License, and to manage, administer, alienate or dispose of the same, for the uses and purpose aforesaid, and to make and enforce rules and regulations, respectively, for the government of the said Associations, severally, and for better attaining the purposes aforesaid: Be it therefore enacted, by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and of the Legislative Assembly of the Province of Canada, constituted and assembled by virtue of and under the authority of an Act passed in the Parliament of Great Britain and Ireland, intituled *An Act to re-unite the Provinces of Upper and Lower Canada, and for the Government of Canada*, and it is hereby enacted by the authority of the same.

Certain Persons Incorporated—Church Society of Quebec—Church Society of Toronto—Common Seal and Perpetual Succession.

1. That the Lord Bishop of the said Diocese of Quebec the Lord Bishop of Montreal, or the Bishop administering the said Diocese for the time being, and William Smith, Andrew W. Cochran, Henry Jessop, Henry J. Noad, John Racey, James H. Kerr, David Burnet, W. H. Leayercraft, John M. Fraser, the Reverend C. L. F. Haensel, George Hall, James Bolton, the Reverend George Mackie, the Reverend Edward Cusack, Robert Symes, the Reverend Edmund W. Sewell, William Price, Noah Freer, Edward Bowen, John G. Irvine, Hammond Gowen, Sir James Stuart, Baronet, Matthew Bell, William Phillips, Henry LeMesurier, Junior, Edward L. Montizambert, Thomas Trigge, Peter Patterson, George B. Hall, James Turnbull, William Stevenson, James B. Forsyth, Alexander D. Bell, James Dyke, William Bowes, R. M. Harrison, H. S. Dalkin, Edward Boxer, Archibald Campbell, Charles Secretan, James McKenzie, E. P. Woolrich, George H. Parke, Samuel McCauley, James J. Loundes, G. Newton, Charles Secretan, Thomas Glover, Robert Daikers, H. W. Welch, and such other persons as are now Members of the said Association of the Diocese of Quebec, according to the existing Constitution, Rules and Regulations thereof, and their successors, to be elected in the manner hereinafter provided, and such other persons as shall from time to time hereafter be elected to be Members of the said Association in the manner

hereinafter provided, shall be and are hereby declared to be a Body Corporate and Politic, in name and in deed, by the name of "The Church Society of the Diocese of Quebec," and that the Lord Bishop of Toronto, the Venerable George Okill Stuart, Robert Simpson Jameson, Levius Peter Sherwood, James B. Macaulay, Jonas Jones, Christopher Alexander Hagerman, Peter Boyel De Blaquiere, William Henry Draper, John Simcoe Macaulay, James Gordon, John Boulton, John Solomon Cartwright, D'Arcy Boulton, Mahlon Burwell, John B. Askin, Thomas Mercer Jones, Frederick Widder, William B. Jarvis, Henry Ruttan, Joseph Wells, Walter Boswell, Zaccheus Burnham, T. A. Stewart, William Dickson, James Kerby, William Allan, George Crookshank, R. C. Wilkins, Philip Vankoughnet, Gerrard Lloyd, John Macaulay, Sir Allan Napier Macnab, Guy C. Wood, George Salmon, Henry Sherwood, and such other persons as are now Members of the said Association of the Diocese of Toronto, according to the existing Constitution, Rules and Regulations thereof, and their successors, to be elected in the manner hereinafter provided, and such other persons as shall from time to time hereafter be elected to be Members of the said Association in the manner hereinafter provided, shall be and are hereby declared to be a Body Corporate and Politic in name and in deed, by the name of "The Church Society of the Diocese of Toronto," and that by the same names the said Associations shall have each perpetual Succession and a Common Seal, with power to change, alter, break or make new the same, so often as they shall judge expedient, and that they and their successors by the same names respectively, may sue and be sued, implead and be impleaded, answer and be answered unto, in any Court of Record, or other place of Judicature within this Province; and that they, and their successors, by the names aforesaid, shall be able and capable in law, respectively, to purchase, take, have, hold, receive, enjoy, possess and retain, without licence, in mortmain, or *Lettres d'Amortissement*, all messuages, lands, tenements, and immoveable property, money, goods, chattels, and moveable property, which have been or hereafter shall be paid, given, granted, purchased, appropriated, devised or bequeathed in any manner or way whatsoever, to, for, and in favor of the said Church Societies, respectively, to and for the uses and purposes aforesaid or any of them, and to do, perform and execute all and every lawful act and thing useful and necessary for the purposes aforesaid, in as full and ample a manner, to all intents,

constructions and purposes, as any other Body Politic or Corporate by law may or ought to do.

Property Vested in said Corporations—May exercise all the Rights of Ownership—Proviso.

2. And be it enacted that all lands, messuages, tenements, hereditaments, or immoveable property, and all rents, sum and sums of money, charged upon and issuing or payable out of any lands, messuages, tenements, hereditaments, or immoveable property, as aforesaid, and all sums of money, goods, chattels, effects, or moveable property, which have been or shall hereafter be paid, given, granted, purchased, appropriated, devised, or bequeathed in any manner or way whatsoever, to, for, or in favor of the said Corporations, respectively, to and for the uses and purposes aforesaid, shall be and the same are hereby vested in the said Corporations, respectively, to and for the uses and purposes aforesaid, in such manner and form, and subject to such by-laws, rules and regulations, as may be made and passed by the said Corporations, respectively, concerning the same, in the manner hereinafter provided: And that the said Corporations or the Central Boards thereof, or such other Executive and Managing Committees thereof as shall from time to time be appointed and authorized for this purpose by the by-laws, rules and regulations, which may be made and passed in the manner hereinafter mentioned, for the government of the said Corporations, shall, respectively, have power and authority to alienate or exchange, and to demise, let and lease for any term of years, such messuages, lands, tenements, hereditaments, and immoveable property as shall be so as aforesaid given, granted, purchased, appropriated, devised, or bequeathed to the said Corporations, respectively, for all or any of the purposes aforesaid, and to have, receive and take the purchase money, consideration or price, rents, issues or profits thereof; Provided always, that the said Corporations or Central Boards thereof, or such other Executive or Managing Committees, as aforesaid, shall, respectively, have, receive, take and hold such purchase money, consideration or price, rents, issues or profits, for the uses and purposes hereinbefore mentioned and set forth, or some or one of them, and for none other.

Business Meetings of Corporations—Proviso.

3. And be it enacted, that the said Corporations, and their successors, shall and may respectively, from time to time, hold assemblies and meetings of the said Corporations, which

shall be called together in such manner and at such times and places as shall be directed and appointed by the by-laws, rules and regulations of the same, to transact the business of the said Corporations, and shall and may at any such meeting elect such persons to be Members of the said Corporations, respectively, as they or the major part of them then present shall think fit: Provided always, that no act done in any such assembly or meeting of the said Corporations shall be valid or effectual, unless six persons of such Corporations, at the least, shall be present, and the major part of them consenting thereto.

By-Laws, Rules and Regulations.

4. And be it enacted, that the said Corporations, or the major part of those who shall be present at any of the meetings of the said Corporations to be held in manner aforesaid, shall and may, respectively, make and ordain any constitution, by-laws, rules and regulations, whatsoever, which to them or the major part of them then present, not being fewer in number than six, as aforesaid, shall seem meet, reasonable or requisite, touching and concerning the well ordering and governing of the affairs and business of the said Corporations and the due administering and improving the property thereof, and the more effectually promoting the purposes thereof, as aforesaid, and such constitution, by-laws, rules and regulations in like manner from time to time to abrogate, repeal, change or alter as may be found expedient, which constitution, by-laws, rules and regulations shall be binding upon and shall be observed, performed and kept by the Members of the said Corporations respectively; Provided always that the same shall not be repugnant or contrary to the aforesaid purposes of such Corporations, or to the laws in force in this Province.

Written Sanction of the Bishop to By-Laws, etc.

5. Provided always, nevertheless, and be it enacted, that no such constitution, by-law, rule or regulation of either of the said Church Societies of the Dioceses of Quebec and Toronto, nor any abrogation, repeal, change or alteration of the same, shall be of any force or effect until it shall have been Sanctioned and Confirmed by the Bishop of or administering such Diocese for the time being, by Writing under His Hand.

Rights of the Crown Saved.

6. And be it enacted, that nothing herein contained shall affect or be construed to affect in any manner or way the rights

of Her Majesty, Her Heirs or Successors, or of any person or persons, or of any Body Politic or Corporate, such only excepted as are hereinbefore mentioned and provided for.

Public Act.

7. And be it enacted, that this Act shall be deemed a Public Act, and shall be judicially taken notice of as such by all Judges, Justices of the Peace, and other persons whatsoever, without being specially pleaded.

IV.—Huron Church Society Incorporation Act, 1858.

An Act to Incorporate the Church Society of the Diocese of Huron, and for other purposes therewith connected.

[22 Vic., ch. 65; assented to 24th July, 1858.]

Whereas Her Majesty, by Her Royal Letters Patent, bearing date at Westminster, on the second day of October, in the twenty-first year of Her Majesty's Reign, was pleased to divide the Diocese of Toronto into two Dioceses, the one to be called the Diocese of Toronto, and the other the Diocese of Huron, in the manner and with the limits and boundaries in the said Letters Patent mentioned; and by reason of such division it hath become expedient to incorporate a Church Society, in the Diocese of Huron; And whereas a Society for the said Diocese of Huron hath been recently formed, and hath prayed that the members thereof and their successors may hereafter form a separate Society, with the corporate name and rights, and subject to the provisions hereinafter mentioned: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

The said Church Society Incorporated—Powers.

1. From and after the passing of this Act, there shall be and there is hereby constituted in and for the Church of England Diocese of Huron as now constituted, a corporation by the corporate name of the *Church Society of the Diocese of Huron*, which shall have and is hereby invested with the like corporate rights, powers and privileges, as by any Act or Acts of the Parliament of this Province, are conferred on any Church Society incorporated in any Diocese of the Church of England in this Province; and to the said corporation and to the members thereof, the several clauses and provisions of the said Acts shall apply as fully as they would have applied to any of the

said Church Societies and to the members thereof, in so far as may not be inconsistent with this Act, and subject always to the provisions herein contained.

Of whom to consist.

2. The Church Society of the Diocese of Huron hereby incorporated, shall be composed and consist of the Lord Bishop of the Diocese of Huron for the time being, and of those members of the Church Society of the Diocese of Toronto, who shall at the time of the passing of this Act, be resident within the Diocese of Huron, unless and until it shall be otherwise provided by the By-Laws of the said Church Society of the Diocese of Huron, and of such other persons as shall, from time to time, hereafter be elected members of the said Church Society, in manner provided by the Acts aforesaid.

Society may receive certain property.

3. The Church Society of the Diocese of Huron shall and may receive and take from any of the said Church Societies, any of the property held by such last-mentioned Societies, and discharge the trusts relating thereto, and such last-mentioned Societies shall thereupon be discharged from such trusts.

Saving of Her Majesty's rights.

4. Nothing herein contained shall be construed to affect in any manner or way the rights of Her Majesty, Her Heirs or Successors, or of any person or persons, or of any body politic or corporate, such only excepted as are herein mentioned and provided for.

Public Act.

5. This Act shall be deemed a Public Act.

V.—An Act to Confirm the Agreement between the Church Societies of Toronto and Huron, 1861.

An Act to confirm and legalize a certain agreement entered into between the Church Societies of the Dioceses of Toronto and Huron, relative to certain Church Lands in the Diocese of Huron.

[24 Vic., Cap. cxxv; Assented to 18th May, 1861.]

Whereas the Church Society of the Diocese of Huron have, by their petition, represented, that in pursuance of their Act of Incorporation, it has been agreed between the said Church Society and the Church Society of the Diocese of Toronto, amongst other things, that the said first mentioned

Church Society should have, receive and take all lands held by the said last mentioned Church Society, to and for the uses and purposes in their Act of Incorporation set forth, or any of such uses and purposes, and situate within the limits of the said Diocese of Huron, and all lands situate within the limits of either of the said Dioceses, and lawfully held by the said Church Society of the Diocese of Toronto, or by the Bishop of Toronto, to and for any special use, trust or purpose, for the benefit or advantage of any Church, Parsonage, or Rectory, or otherwise howsoever within the limits of the said Diocese of Huron; and that certain of such lands are held upon such trusts by the said Church Society of the Diocese of Toronto, and certain thereof by the Bishop of Toronto, and that it would be proper to confirm and effectuate the said agreement by an Act of Parliament of this Province, and otherwise to enact as hereinafter is enacted; and whereas it is expedient to grant the prayer of the said petition: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Confirmation of Agreement.

1. The said agreement between the Church Society of the Diocese of Toronto and the Church Society of the Diocese of Huron is hereby, in every particular, ratified, legalized and confirmed.

Lands within Diocese of Huron held by Church Society of Toronto vested in that of Huron.

2. All lands situate within the limits of the Diocese of Huron, and lawfully held by the Church Society of the Diocese of Toronto, to and for the uses and purposes in their Act of Incorporation set forth, or any of such uses and purposes, shall be and the same are hereby vested in the said Church Society of the Diocese of Huron.

Lands in either Diocese for use within Diocese of Huron vested in the Huron Society.

3. All lands situate within the limits of either of the said Dioceses, and lawfully held by the Church Society of the Diocese of Toronto, or the Bishop of the said Diocese of Toronto, upon any special use, trust, or purpose, for the benefit or advantage of any Church, Parsonage, or Rectory, or otherwise howsoever of the United Church of England and Ireland, within the limits of the said Diocese of Huron, shall be and the same

are hereby vested in the said Church Society of the Diocese of Huron.

Lands in Huron held for use of any Church, &c., therein vested in Church Society of Huron.

4. All lands situate within the limits of the said Diocese of Huron, and now lawfully held by any person or corporation upon any special use, trust or purpose for the benefit or advantage of any Church, Burying-ground, Parsonage or Rectory, or otherwise howsoever of the United Church of England and Ireland, within the limits of the said Diocese of Huron, may, by such person or corporation, with the consent of the parties beneficially interested, be transferred to the said Church Society of the Diocese of Huron.

Lands, &c., forming Episcopal Trust Fund vested in Church Society of Huron.

5. All lands, moneys, mortgages and securities heretofore conveyed, paid, made or assigned to either of the said Church Societies, or to any other person or persons for the benefit, and forming part of the fund called the Episcopal Trust Fund, to be applied in aid towards the support and maintenance of the Bishop of the Diocese of Huron, for the time being, shall be and the same are hereby vested in the said Church Society of the Diocese of Huron.

Powers of Church Society with respect to property now held or hereafter acquired for use of said Fund.

6. The said Church Society of the Diocese of Huron, shall and may have, hold, receive, acquire and take all lands, moneys, mortgages or securities now, or hereafter made, paid, given, devised, or bequeathed to or otherwise acquired by the said last-mentioned Church Society under this Act, or otherwise for the use of the said Episcopal Trust Fund, and may, with respect to such lands, moneys, mortgages and securities, exercise all the powers by their Act of Incorporation conferred on them with respect to any other lands, moneys, mortgages or securities.

Lands, &c., vested in Church Society to be held by it subject to certain trusts, &c.

7. All lands, moneys, mortgages, and securities, which, by or under authority of any section or sections of this Act, shall be vested in the said Church Society of the Diocese of Huron, shall, by the said Church Society, be held upon, to and for the uses, trusts, interests and purposes, upon, to, and for which the same were heretofore held by the person or corporation holding the same; and the said Church Society of the Diocese of

Huron shall execute and discharge such uses, trusts, interests and purposes, and such other persons and corporations are hereby discharged therefrom.

Church Society may dispose of such Lands, &c.; Proviso.

8. The said Church Society of the Diocese of Huron may sell and dispose absolutely of any such lands, mortgages and other securities as in this Act mentioned, or any other lands, mortgages or securities had, received, taken or held by the said Church Society of the Diocese of Huron, for the purposes, uses or trusts of their incorporation, and shall have and hold the proceeds of such lands, mortgages and securities upon the same trusts as the said lands, mortgages and securities had been before held; but no purchaser shall be liable for the application of any money paid by him on any sale under the provisions of this Act.

Certain Lands not affected.

9.—Nothing in this Act contained shall be considered in any wise to touch or affect the lands patented as endowments for any Parsonage or Rectory within the said Dioceses or either of them.

Public Act.

10. This Act shall be deemed a Public Act.

VI.—Diocesan and Provincial Synods Act, 1856.

An Act to enable Members of the United Church of England and Ireland, in Canada, to meet in Synod.

[19 & 20 Vic., chap. 141; Passed June, 1856; Assented to May, 1857.]

Whereas doubts exist whether the members of the United Church of England and Ireland, in this Province, have the power of regulating the affairs of their Church, in matters relating to discipline, and necessary to order and good government, and it is just that such doubts should be removed, in order that they may be permitted to exercise the same rights of self-government that are enjoyed by other religious communities; Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

The Bishops, Clergy and Laity may meet in Diocesan Synod.

1. The Bishops, Clergy and Laity, members of the United

Church of England and Ireland, in this Province, may meet in their several Dioceses, which are now, or may be hereafter constituted in this Province, and in such manner and by such proceedings as they shall adopt, frame constitutions and make regulations for enforcing discipline in the Church, for the appointment, deposition, deprivation, or removal of any person bearing office therein, of whatever order or degree, any rights of the Crown to the contrary notwithstanding, and for the convenient and orderly management of the property, affairs, and interests of the Church in matters relating to, and affecting only the said Church, and the officers and members thereof, and not in any manner interfering with the rights, privileges, or interests of other religious communities, or of any person or persons not being a member or members of the said United Church of England and Ireland: provided always, that such constitutions and regulations shall apply only to the Diocese or Dioceses adopting the same.

The Bishops, Clergy and Laity may meet in Provincial Synod or General Assembly.

2. The Bishops, Clergy and Laity, members of the United Church of England and Ireland, in this Province, may meet in General Assembly within this Province by such Representatives as shall be determined and declared by them in their several Dioceses: and in such General Assembly frame a Constitution and regulations for the general management and good government of the said Church in this Province: Provided always, that nothing in this Act contained shall authorize the imposition of any rate or tax upon any person or persons whomsoever, whether belonging to the said Church or not, or the infliction of any punishment, fine or penalty upon any person, other than his suspension or removal from any office in the said Church, or exclusion from the meetings or proceedings of the Diocesan or General Synods; and provided also, nothing in the said Constitutions or regulations, or any of them, shall be contrary to any law or statute now, or hereafter in force in this Province.

Certificate of Parliamentary Clerk.

I hereby certify the above to be a true copy of the bill passed by the Legislative Council and Legislative Assembly of Canada, in the Second Session of the Fifth Provincial Parliament, and reserved for the signification of Her Majesty's pleasure thereon by His Excellency the Governor-General, on Thurs-

day, the 19th day of June, 1856, and subsequently assented to by proclamation in the *Canada Gazette*, bearing date the Twenty-eighth day of May, 1857.

J. F. TAYLOR, *Clerk Legislative Council.*

VII.—Diocesan Synod Amendment Act, 1858.

An Act to explain and amend the Act intituled, "An Act to enable the Members of the United Church of England and Ireland, in Canada, to meet in Synod."

[22 Vic., chap. 139; Assented to 16th of August, 1858.]

Whereas doubts exist whether in the Act passed in the Session held in the nineteenth and twentieth years of Her Majesty's reign, intituled, "*An Act to enable the members of the United Church of England and Ireland, in Canada, to meet in Synod,*" sufficient provision is made for the representation of the Laity of the United Church of England and Ireland in the Synods by the said Act authorized to be held, and it is expedient that such doubts should be removed: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Lay Delegates to be chosen at Annual Easter Meetings or at Special Meetings called by the Clergymen in each Parish or Cure—Who may Vote—Credentials of Delegates—Proviso: quorum for Diocesan Synod.

1. For all the purposes of the aforesaid Act, the Laity shall meet by representation; and until it shall be otherwise determined by the Synod in each Diocese, one or more delegates (not exceeding three in any case) may be elected at the annual Easter meetings in each parish, mission or cure within the Diocese, or in cases where there may be more than one congregation in any parish, mission or cure, then in each such congregation, or at meetings to be specially called for the purpose by each Clergyman having a separate cure of souls; And all laymen within such parish, mission or cure, or belonging to such congregation, of the full age of twenty-one years, who shall declare themselves in writing, at such meetings, to be members of the United Church of England and Ireland, and to belong to no other Religious denomination, shall have the right of voting at such election. Each Delegate shall receive from the Chairman of the meeting a certificate of his election, which he shall produce when called upon so to do, at the Synod; and the first meeting of such Synod shall be called by the Bishop of the Diocese, at such time and place as he shall think fit: Provided always, that no business shall be transacted by the Synod of any Diocese unless at least one-fourth of the Clergy

of such Diocese shall be present, and at least one-fourth of the Congregations within the same be represented by at least one Delegate.

Proceedings heretofore had in conformity with this Act legalized.

2. All proceedings heretofore had in any Diocese under the aforesaid Act, which have been conformable to this Act, shall be held to be valid, as if the same had taken place after the passing of this Act.

VIII.—Synod of Huron Incorporation Act, 1874.

An Act to Incorporate the Synod of the Diocese of Huron, and to unite the Church Society of the Diocese of Huron therewith.

[38 Vict. Cap. lxxiv. Ont. Stat.; assented to 21st of December, 1874.]

Whereas the Synod of the United Church of England and Ireland of the Diocese of Huron have petitioned for an Act for the incorporation of the said Synod, and for union with the Church Society of the said Diocese; and the said Church Society have also petitioned for the same, and it will greatly facilitate the objects for which the said Synod and Church Society were established, to grant the prayer of the said petitioners;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:

Incorporation.

1. The Synod of the United Church of England and Ireland of the Diocese of Huron shall be, and the same is hereby incorporated by the name of "The Incorporated Synod of the Diocese of Huron."

Synod, of whom composed.

2. The said Incorporated Synod shall consist of the Bishop of the said Diocese, who shall be the head of the Synod, and any Suffragan or Coadjutor Bishop thereof, the priests and Deacons of the same licenced by the Bishop or Suffragan, and of the lay delegates or representatives elected or to be elected according to the constitution of the said Synod, as the same exists at the time of the passing of this Act, or as it may from time to time be altered by the said Synod after the passing of this Act; and so far as the financial affairs of the Synod are concerned, the following shall also be members thereof, that is to say, the life members of the said Church Society, and each other member of the said Society who prior to the passing of

this Act appears on the books of the said Society as having contributed in annual subscriptions to the said Society the aggregate of fifty dollars: Provided always, that each and every of said life and other members of the Church Society seeking admission to any meeting of the Synod under the authority of this section shall, before being admitted the deposit with the secretary of the Synod, a certificate from the incumbent of the parish where such member for the time being resides, that he is eligible to be elected a lay member of the said Synod.

The Church Society Incorporated with the Synod.

3. The Church Society of the Diocese of Huron shall be, and is hereby united to and incorporated with the said Synod of the Diocese of Huron, and shall hereafter be called and known as "The Incorporated Synod of the Diocese of Huron."

Property held by Church Society vested in the Synod.

4. All the property of what nature or kind soever now held by or vested in the said Church Society shall be, and is hereby declared to be vested in the said Incorporated Synod of the Diocese of Huron without any conveyance thereof by the said Church Society to the said Synod; and the name of the said Incorporated Synod is and shall stand and be in the place of the name of the said Church Society in all deeds and other writings relating to the property and affairs of the said Church Society, and in all suits and proceedings either at law or in equity by or against the said Church Society.

Property held for Church Purposes may be conveyed to the Synod.

5. All property of what nature or kind soever now held, or which may hereafter be acquired, by any person or corporation for any church purpose in connection with the Church of England in Canada, within the limits of the diocese of Huron, may, by such person or corporation, be conveyed to the said Incorporated Synod, and thenceforth the said Synod shall perform the trusts relating thereto, and the person or corporation so conveying such property shall be discharged from such trusts.

Terms upon which Property may be held by Synod—Power of Sale—Rights and Liabilities.

6. The said Synod shall be subject to all the liabilities of the said Church Society, and shall hold all property vested in trust in the said Society upon the same trusts as such property was heretofore held by the said Society; and shall administer the same according to such trusts; and may sell and absolutely

dispose of all or any property of what nature or kind soever, now or which may at any time hereafter become vested in the said Synod on any trust; and shall have and hold the proceeds thereof upon the same trusts as the said property had been before held; but no purchaser shall be liable for the application of any money paid by him on any such sale; and all claims, rights, suits, actions, cause and causes of suit and action which might but for this Act be brought, prosecuted or enforced, by any person or persons, body or bodies corporate whatsoever, against the said Church Society of the Diocese of Huron, may be brought, prosecuted and enforced against the said Synod, and against its funds, property and effects; and nothing herein contained shall relieve any officer or corporator of the said Church Society from any existing claim or liability at law or in equity, or take away any right of action or suit of any corporator of the said Society, or other person or of the said Society, in respect of any of the affairs or property of the said Society.

Powers of Synod.

7. The said Synod shall have all the powers, rights, privileges and franchises conferred upon the said Synod under the Act passed in the Session held in the nineteenth and twentieth years of Her Majesty's reign, intituled "An Act to enable members of the United Church of England and Ireland to meet in Synod," as well as those conferred upon the Church Society by the several Acts of the Legislature of the Province relating to the said Church Society, and to enforce all rights and claims which either such Synod or Society could enforce against any person or persons whatsoever, body or bodies corporate, or otherwise howsoever.

Powers to make Canons, By-Laws, etc.

8. The said Synod shall have full power and authority to make such canons, rules, regulations and by-laws as by the said Synod may be considered necessary in the exercise of the powers conferred upon the said Synod under the said Acts in the next preceding clause mentioned, and also for the conduct of their proceedings, regulation of their members and all such other matters as may pertain to the proper and orderly discharge of their business; and also notwithstanding anything contained to the contrary in an Act of the Parliament of the Province of Upper Canada, passed in the third year of the reign of Her Majesty Queen Victoria, chaptered seventy-four, and

known as "The Church Temporalities Act," or of an Act of the Parliament of the Province of Canada, passed in the session held in the twenty-ninth and thirtieth years of the reign of Her said Majesty, chaptered fifteen, and known as "The Church Temporalities Amendment Act," the said Synod shall have full power and authority to make by-laws regulating and providing for the formation and organization of a vestry in every Church erected or to be erected in the said diocese as well where the pews and sittings therein are free as where they are let, and also declaring and defining the duties and powers of such vestries; and the churchwardens for the time being of any such church or churches shall have like rights, privileges and powers, and shall be subject to like duties and liabilities as churchwardens appointed under the provisions of the said "The Church Temporalities Act," now have and are, and they and their successors may, as a corporation hold such real estate as may be given, granted or devised to them for the use of their church as a site for a church, a parsonage, or a school-house, and may from time to time, with the approval of their vestry, signified by a resolution, passed at a meeting of such vestry, mortgage such real estate for the purpose of raising money to be expended in the erection thereon of a church, a parsonage or a school-house, as the case may be.

Boards and Committees of Synod.

9. The said Synod may exercise all its powers by and through such boards or committees as the said Synod may from time to time appoint by by-law or by-laws, for the management of all or any of the affairs or property of the said Synod.

Appointment and removal of Officers.

10. The said Synod may appoint and remove all such officers as may be found necessary for the management of the affairs and business of the said Synod, and provide for their remuneration.

Present management of the Property.

11. Until other provision is made under this Act by the Synod, all the property and funds of the said Church Society shall continue to be managed by the committees and officers of the said Church Society, and under the by-laws thereof, but subject to the supervision and control of the Synod, to whom all reports respecting the same shall be made.

Investment of Funds.

12. The said Incorporated Synod may invest all or any of the funds intrusted to its care, including those derived from the sale of rectory lands, in government securities, municipal debentures, the stocks of any chartered bank or permanent building society or other incorporated financial company in Canada, or in mortgages of real estate: But nothing in this Act contained shall be construed to give the said Incorporated Synod power or authority to apply the income derived from any such investments otherwise than in strict accordance with the special trusts relating to such funds respectively.

IX.—An Act Respecting Rectories.

[14-15 V. cap. 175, 1861, Con. Stat. of C., c. 74.]

Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Whereas the recognition of legal equality among all Religious Denominations is an admitted principal of Colonial Legislation; And whereas in the state and condition of this Province, to which such a principal is peculiarly applicable, it is desirable that the same should receive the sanction of direct Legislative Authority, recognizing and declaring the same as a fundamental principle of our civil policy—Therefore,

The free exercise of Religious Profession, etc., guaranteed.

1. The free exercise and enjoyment of Religious Profession and Worship, without discrimination or preference, so as the same be not made an excuse for acts of licentiousness, or a justification of practices inconsistent with the peace and safety of the Province, is by the constitution and laws of this Province allowed to all Her Majesty's subjects within the same.

No Rectories to be hereafter created.

2. No Letters Patent shall be hereafter issued in this Province by the Crown for the erection of any Parsonages or Rectories, according to the establishment of the Church of England, or for the endowment thereof, out of the Clergy Reserves or the Public Domain, or for the presentation of any Incumbent or Minister to any such Parsonage or Rectory.

Existing Rectories not to be affected by this Act

3. Nothing herein contained shall in any wise affect any proceedings heretofore had, whereby certain Parsonages or

Rectories were erected and endowed, or supposed to be erected and endowed by the authority of an Act of the Imperial Parliament passed in the thirty-first year of the Reign of King George the Third, Chapter thirty-one, intituled, *An Act to repeal certain parts of an Act passed in the fourteenth year of His Majesty's Reign, intituled, 'An Act for making more effectual provision for the Government of the Province of Québec, in North America, and to make further provision for the Government of the said Province,'* or whereby certain Incumbents or Ministers were presented, under the same authority, to such Parsonages or Rectories, or any of them, but the legality or illegality of all such proceedings shall be adjudicated upon and determined as if this Act had not been passed.

Presentation to such Rectories provided for.

4. The right of presenting an Incumbent or Minister to any such Parsonage or Rectory shall vest in, and be exercised by the Church Society of the Church of England Diocese within which the same is situated, or in such other person or persons, bodies politic or corporate, as such Church Society, by any By-law or By-laws to be by them from time to time passed for that purpose, may think fit to direct or appoint in that behalf.

X.—Rectory Land Sales Act, 1866.

An Act to provide for the sale of the Rectory Lands in this Province.

[29-30 Vic., ch. 16; assented to 15th August, 1866.]

Whereas the Provincial Synod of the United Church of England and Ireland in Canada, have by their petition prayed for the passing of an Act to give permission to the Incorporated Synods and Church Societies of the different Dioceses of the said Church in this Province, to sell the Rectory lands held in such Dioceses by grant from the Crown; and whereas it is desirable to grant the prayer of such petition: Therefore Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

By what authority Glebe or Rectory Lands may be sold—Provido, as to interest of the then Incumbent.

1. The incorporated Synod of any diocese of the United Church of England and Ireland in Canada, or the Church Society of any diocese, with the consent of the Synod of such diocese, where such Synod is not incorporated, shall have full

power and authority to sell and absolutely dispose of any lands granted by the Crown in such diocese, as a glebe of, or as appurtenant or belonging to, or appropriated for, any Rectory of the said Church in such diocese, by whatever name the same may be called, or in whomsoever the title thereto may be vested; and any deed executed by such incorporated Synod, or by such Church Society, shall vest in the purchaser a full, clear and absolute title to the said lands, subject only to any leases thereof or rights granted therein, by competent authority prior to such sale, and also to any mortgage that may be executed thereof, to secure all or any of the purchase money thereof; provided always, that such sale shall not affect the estate or interest of the Incumbent of such Rectory at the time of such sale, unless the consent in writing of such Incumbent to such sale be first given, and that without such consent the title vested in the purchasers by virtue of such deed, shall be subject to the estate and interest of the then Incumbent, in the lands so sold.

Investment of proceeds of sale.

2. The proceeds of such sales, as the same may be from time to time paid, or as the same may come in from any investment, shall be invested in Government securities or county municipal debentures, and the interest arising from the said proceeds shall be paid to the Incumbent of the Rectory to which such lands belonged at the time of such sale, during the term of his incumbency.

Applications of such proceeds.

3. The proceeds of such sale shall be held by such incorporated Synod or Church Society in trust, first to pay all expenses attending the management thereof; secondly, to pay the interest of the moneys arising from such sale to the Incumbent of the Rectory to which such lands belonged at the time of such sale, during the term of his incumbency, if he has consented to such sale as aforesaid; and thirdly, after the death, retirement, or removal of such Incumbent, to pay such interest, if the amount be sufficient therefor, to the Incumbent of such Rectory for the time being, as follows: in cities, to the extent of seven hundred and fifty pounds a year; in towns, to the extent of five hundred pounds a year; and in townships to the extent of four hundred pounds a year; and any excess of interest beyond such annual payments shall be apportioned to and divided among the Incumbents of the other churches of the

said Church in the City, Town or Township, in which said lands are situate, or to which such Rectory belonged, in such proportion as such incorporated Synod, or Church Society with the consent of such Synod, where not incorporated, shall by resolution, by-law or canon, from time to time order and direct.

Right of presentation not affected.

4. Nothing in this Act contained shall affect the right of presentation to any Rectory, but such right of presentation shall continue to be exercised as it was before this Act was passed.

Sales to be within ten years.

5. The right to exercise the power of sale granted by this Act, must be exercised within ten years from the passing thereof.

To what Rectories the Act shall apply.

6. This Act shall apply only to those rectories and rectorial lands which come within the provisions of the Act passed in the session held in the fourteenth and fifteenth years of Her Majesty's reign, chaptered one hundred and seventy-five.

Public Act.

7. This Act shall be deemed a Public Act.

XI.—Rectory Land Sales Amendment Act, 1866.

An Act to amend the Act of the present session, intituled: An Act to provide for the sale of the Rectory Lands in this Province.

[29-30 Vic., ch. 17; assented to 15th August, 1866.]

Whereas it is expedient to amend the Act of the present Session hereinafter mentioned: Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Section 6 of Chapter 16 repealed.

1. The sixth section of the Act passed in the present session of the Parliament of this Province, intituled: *An Act to provide for the Sale of the Rectory Lands in this Province*, is hereby repealed, and the following section shall be and is hereby substituted in lieu of the said section hereby repealed, and shall be taken and read as the sixth section of the said Act.

New Section substituted.

"6. This Act shall not apply to any lands granted by the Crown, as sites for Churches, Parsonages, or Burial Grounds, or now occupied as such."

XII.—Rectory Land Sales Amendment Act, 1876.

An Act to amend the Act intituled "An Act to provide for the Sale of the Rectory Lands in this Province."

[39 Vic., cap. 108 (Ont.); assented to 10th February, 1876.]

Whereas the time limited for the sale of the rectory lands under an Act of the Parliament of the late Province of Canada, passed in the session held in the twenty-ninth and thirtieth years of the reign of Her Majesty Queen Victoria, and chaptered sixteen, will expire on the fifteenth day of August next, and it is expedient to extend the same;

Therefore Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Right to exercise power of sale.

1. The right to exercise the power of sale granted by the said Act may be exercised at any time within ten years from the fifteenth day of August next.

XIII.—Validity of Acts of Foreign Ordained Clergymen, 1865.

An Act to establish the validity of Acts performed in Canada by certain Clergymen ordained in Foreign Parts, and for other purposes.

[28 Vic., ch. 7; assented to 18th March, 1865.]

Whereas, by the Third Section of an Act of the Imperial Parliament, passed in the twenty-sixth year of the Reign of His late Majesty King George the Third, intituled: "An Act to empower the Archbishop of Canterbury or the Archbishop of York, for the time being, to consecrate to the office of Bishop persons being subjects or citizens of countries out of His Majesty's dominions," it was, in effect, enacted that no person or persons admitted to the order of Deacon or Priest, by any Bishop or Bishops so consecrated, or by the successor or successors of any Bishop or Bishops so consecrated, should be thereby enabled to exercise his or their respective office or offices within His Majesty's dominions; and whereas, from its having been apprehended that divers persons so admitted to such order of Deacon or Priest, had exercised their respective offices within divers British Colonies, and that the validity of their acts so performed, and even the power of Colonial Legislatures to give validity thereto, were doubtful, it was afterwards, in effect, enacted by another Act of the Imperial Parliament, passed in

the Session held in the twenty-sixth and twenty-seventh years of Her Majesty's Reign, intituled: "An Act to establish the validity of acts performed in Her Majesty's possessions abroad, by certain clergymen ordained in Foreign Parts, and to extend the powers of Colonial Legislatures with respect to such Clergymen," that the Legislature of any such Colony might authorize any such persons to exercise their respective offices therein, anything in the aforesaid Act to the contrary notwithstanding; and that all acts theretofore performed in any British Colony by any person having been admitted to the office of Priest or Deacon by any of such Bishops as aforesaid, or of their successors, should be as valid and effectual at law, for all purposes whatever, as if such person had been so admitted by a Bishop or Bishops of the United Church of England and Ireland; Therefore, Her Majesty, by and with the advice and consent of the Legislative Council and Assembly of Canada, enacts as follows:

Acts of persons ordained by Bishops in Foreign Parts, and who have obtained licences from Bishops in the Province, to be valid.

1. Any persons admitted to the order of Priest or Deacon by any of such Bishops as are mentioned in the said first recited Act, and having obtained the licence to that end of the Bishop of any Diocese within this Province, of the United Church of England and Ireland, may exercise their respective offices as such within this Province; and their acts so performed shall be as valid and effectual at law for all purposes whatever, as if such persons had been so admitted by a Bishop or Bishops of the United Church of England and Ireland.

Acts heretofore performed by them declared valid.

2. All Acts heretofore performed within this Province by any person having been admitted to the order of Priest or Deacon by any of such Bishops as are mentioned in the said first recited Act, shall be as valid and effectual at law for all purposes whatever, as if such person had been so admitted by a Bishop or Bishops of the United Church of England and Ireland.

XIV.—Religious Institutions Act, 1877.

An Act respecting the Property of Religious Institutions.

[Rev. Stat. Ontario, cap. 216.]

Her Majesty, by and with the advice and consent of the

Legislative Assembly of the Province of Ontario, enacts as follows:—

Where religious societies desire to take conveyances for site of a church, etc., conveyance may be made to trustees—Powers of Trustees.

1. Where any religious society or congregation of Christians in Ontario desires to take a conveyance of land for the site of a church, chapel, meeting-house, burial-ground, residence for a minister, book-store, printing or publishing office, or for any other religious or congregational purpose whatever, such society or congregation may appoint trustees, to whom and their successors, to be appointed in such manner as may be specified in the deed of conveyance, the land requisite for all or any of the purposes aforesaid may be conveyed; and such trustees and their successors in perpetual succession, by the name expressed in the deed, may take, hold and possess the land, and maintain and defend actions in Law or Equity for the protection thereof, and of their property therein. 36 V. c. 135, s. 1.

Mortgages allowed in certain cases.

2. Where a debt has heretofore been or is hereafter contracted for the building, repairing, extending or improving of a church, meeting-house, chapel, book-store, printing office, or other building, on land held by trustees for the benefit of any religious society in Ontario, or for the purchase of the land on which the same has been or is intended to be erected, the trustees, or a majority of them, may from time to time secure the debt or any part thereof by a mortgage upon the land, church, meeting-house, chapel, book-store, printing office or other building; or may borrow money to pay the debt or part thereof, and may secure the repayment of the loan and interest by a like mortgage upon such terms as may be agreed upon. 36 V. c. 135, s. 2.

Powers to lease.

3. The grantees in trust named in any letters patent from the Crown, or the survivors or survivor of them, or the trustees for the time being appointed in manner prescribed in the letters patent, whereby lands are granted for the use of a congregation or religious body, and any other trustees for the time being entitled by law to hold lands in trust for the use of a congregation or religious body, may lease, for any term not exceeding twenty-one years, lands so held by them for the use of a congregation or religious body, at such rents and upon such

terms as the trustees or a majority of them deem reasonable. 36 V. c. 135, s. 3.

Trustees to agree in leases to renew and pay for improvements by lessee.

4. In such lease they may covenant or agree for the renewal thereof at the expiration of any or every term of twenty-one years, for a further term of twenty-one years or a less period, at such rent and on such terms as may then by the trustees for the time being be agreed upon with the lessee, his heirs, executors, administrators or assigns, or may consent or agree for the payment to the lessee, his executors, administrators or assigns, of the value of any buildings or other improvements which may at the expiration of any term be on the demised premises; and the mode of ascertaining the amount of such rents or the value of such improvements may also be specified in the original lease. 36 V. c. 135, s. 4.

Consent of cestuis que trustent requisite before leasing—consent, how signified.

5. But the trustees shall not so lease without the consent of the congregation or religious body for whose use they hold the land in trust, and such consent shall be signified by the votes of a majority of the members present at a meeting of the congregation or body, duly called for the purpose; nor shall the trustees lease any land which, at the time of making the lease, is necessary for the purpose of erecting a church or place of worship or other building thereon, or for a burial ground for the congregation for whose use the land is held. 36 V. c. 135, s. 5.

Remedies to trustees for rent in arrear.

6. The trustees for the time being entitled by law to hold land in trust for a congregation or religious body, may, in their own names, or by any name by which they hold the land, sue or distrain for rent in arrear, and may take all such means for the recovery thereof as landlords in other cases are entitled to take. 36 V. c. 135, s. 6.

Sales, when and how trustees may make—Special powers not affected.

7. Where land held by trustees for the use of a congregation or religious body becomes unnecessary to be retained for such use, and it is deemed advantageous to sell the land, the trustees for the time being may give public notice of an intended sale, specifying the premises to be sold and the time and terms of sale; and after publication of the notice for four successive weeks in a weekly paper published in or near the place

where the lands are situated, they may sell the land at public auction according to the notice; but the trustees shall not be obliged to complete or carry a sale into effect, if in their judgment an adequate price is not offered for the land; but this provision shall not affect or vary any special powers or trusts for sale contained in any deed or instrument, and inconsistent herewith. 36 V. c. 135, s. 7.

Private sales.

8. The trustees may thereafter sell the land either by public or private sale; but a less sum shall not be accepted at private sale than was offered at public sale. 36 V. c. 135, s. 8.

Before conveyance cestuis que trustent to be notified, and sanction obtained.

9. Before any deed of conveyance is executed in pursuance of a public or private sale, the congregation or religious body for whose use the lands are held shall be duly notified thereof, and its assent obtained for the execution of the said deed, and such assent shall be signified by the votes of a majority of the members present at a meeting of the congregation or body duly called for the purpose.

Evidence of.

(2.) Such assent shall be held in favor of the grantee and his assigns to be conclusively testified by the execution of said deed by the chairman at such meeting, or by the official head of such religious body, or by some person appointed at such meeting for the purpose; and the person assuming to execute said deed as chairman, official head or appointee, shall be presumed to be such chairman, official head or appointee (as the case may be).

When County Judge may approve of deed.

(3.) Instead of such assent of the congregation or religious body aforesaid, it shall be sufficient for the validity of any such deed of conveyance, that the sale be sanctioned and the deed approved of by the Judge of the County Court of the County in which the land sold is situate. 36 V. c. 135, s. 9.

Power to convene public meeting, and determine how successors to trustees to be appointed, or trustees.

10. It shall be lawful for any congregation or society of Christians of any denomination, on whose behalf lands in this Province are now, have been, or hereafter may be held by a trustee or trustees, without the manner of appointing successors being set forth in the deed of grant, conveyance, will or devise of such lands, or who are or may be entitled to any

lands without being a body corporate, at any time hereafter to assemble in a public meeting duly convened by notice in writing, signed by at least five members of such congregation or society, and affixed to the door of their place of worship, at least eight days previous to the day appointed for holding such meeting; and at such meeting, by the votes of a majority of the members of such congregation or society then and there present, to determine in what manner the successors to such trustee or trustees shall be appointed out of the members of the religious denomination on whose behalf such lands were originally granted, conveyed or conceded, or to appoint a trustee or trustees of any lands to which the said congregation or society is entitled, and their successors in the trust. 36 V. c. 135, s. 10.

Record of proceedings, deposit and registry thereof.

11. A record of the proceedings of such meeting shall be made out in writing, and entered and transcribed in the minute book or other official register of the acts and proceedings of such congregation or society, and shall be signed by the Chairman and Secretary thereof, and shall thereafter be deposited of record among the archives of the congregation or society, and a copy of such record, certified to be a true copy by the Chairman or Secretary, on oath (or affirmation) before a Justice of the Peace, shall be recorded in the Registry Office of the County or other Registration Division in which the property is situate.

Copy as evidence.

(2.) A copy of such proceedings taken from the minute book or other official register of the congregation, and certified by the Clerk or custodian of the records of the congregation, or a copy certified by the Registrar of the Registration Division wherein the same has been registered, according to this section, shall be *prima facie* evidence of the contents thereof. 36 V. c. 135, s. 11.

The determination at the meeting to have the effect of a clause in the deed of grant—Upon registration lands of unincorporated bodies to vest in the trustees appointed.

12. Such determination shall, in every such case, have the same effect as a clause in the deed of grant, concession or conveyance of the lands to which it relates, setting forth the manner of appointing successors to the trustee or trustees named, would have; and any lands to which any religious congregation or society, not being incorporated, is entitled, shall from time to time vest in and be held by the trustee or trustees

to be appointed as hereinbefore mentioned, and in the successors in the trust, immediately upon the registration of the proceedings in the last preceding section mentioned, and without any or further conveyance or instrument whatsoever. 36 V. c. 135, s. 12.

The case of two societies desirous to build a house of worship.

13. Where members or adherents in any locality of two or more religious societies desire to build a house for public worship, it shall be lawful for each of the societies respectively to appoint from time to time one trustee in the manner and form prescribed in this Act, and the trustees of the religious bodies so united shall have the like powers as are conferred on trustees under this Act, and no others; and as to any act, deed or thing to be done or made by trustees under this Act which requires the sanction or assent of the congregation or religious body, the trustees under this section shall obtain the sanction or assent of each and every of the congregations or religious bodies so united, to be ascertained and signified in the manner hereinbefore mentioned. 36 V. c. 135, s. 13.

Conveyances executed within twelve months from 29th March, 1873, to be as valid as if registered within twelve months from execution, except in case of prior registries.

14. All deeds of conveyance executed before the 29th day of March, 1873, for any of the uses, interests or purposes enumerated therein, if the same were registered before the 30th of March, 1874, shall be as valid and effectual, as if registered within twelve months after the execution thereof respectively, except in so far as the same may be affected by the prior registration of other deeds or instruments relating to the same lands respectively:

Proviso as to certain cases of adverse right.

(2.) But in all cases where any such religious bodies had not erected any buildings or made improvements, and any person claiming to hold or to be entitled to any real estate or property included in any such deed on account of the omission to register the same, had, in virtue of such claim, taken possession of such real estate before the said 29th day of March, 1873, and also in all cases where the persons claiming to hold or to be entitled to such real property, on account of such omission as aforesaid, had actually sold or departed with, or had actually contracted to sell or depart with such real estate before the said date, the provisions of this section shall not tend to render invalid any right or title to such estate, bx.

such right or title shall be taken and adjudged to be as if this Act had not been passed. 36 V. c. 135, s. 14.

Conveyances to be registered within twelve months and subjected to the registry laws.

13. The trustees of any lands to which the provisions of this Act apply, shall, within twelve months after the execution of the deed of conveyance, cause the deed to be registered in the office of the Registrar of the County or other Registration Division in which the land is situate, or otherwise the same shall be void; and further, such deed shall be subject to the law affecting priority of registration in the same manner as if made between private parties. 36 V. c. 135, s. 15.

Trustees to exhibit accounts as to lands sold and leased.

16. Trustees selling or leasing land under the authority of this Act shall, on the first Monday in July in every year, have ready and open for the inspection of the congregation or religious body which they represent, or of any member thereof, a detailed statement showing the rents which accrued during the preceding year, and all sums of money whatever in their hands, for the use and benefit of the congregation or religious body, which were in any manner derived from the lands under their control or subject to their management, and also showing the application of any portion of the money which has been expended on behalf of the congregation or body. 36 V. c. 135, s. 16.

Sec. 1 extended to Roman Catholic Churches.

17. All the rights and privileges conferred upon any religious society or congregation of Christians in the first section of this Act mentioned, shall extend, in every respect, to the Roman Catholic Church, to be exercised according to the government of the said Church. 36 V. c. 135, s. 17.

This Act not to affect special Acts as to religious bodies.

18. This Act shall not be construed so as to repeal, alter, affect or vary any of the provisions of any special Act contained with reference to any religious body, congregation of Christians in this Province, but, on the contrary, any of the said provisions, while differing from or inconsistent with any of the provisions of this Act, shall prevail, and where any additional rights or privileges are conferred by this Act, these shall be construed as supplementary to the provisions contained in any such special Act; and in every case the special trusts and powers of trustees contained in any deed, conveyance, or other

instrument, shall not be affected or varied by any of the provisions of this Act. 36 V. c. 135, s. 19.

Powers of religious societies as to holding lands.

19. Any religious society or congregation of Christians in Ontario may, by the name thereof, or in that of trustees, from time to time take or hold, by gift, devise or bequest, any lands or tenements, or interests therein, if such gift, devise or bequest is made at least six months before the death of the person making the same, but the said religious society or congregation shall at no time take or hold by any gift, devise or bequest, so that the annual value of any lands or tenements or interests therein, so as to be taken or held by gift, devise or bequest, at any one time exceeds in the whole the sum of one thousand dollars; and no lands or tenements, or interests therein, acquired by gift, devise or bequest, shall be held by the said religious society or congregation for a longer period than seven years after the acquisition thereof; and within such period they shall respectively be absolutely disposed of by the said religious society or congregation, which shall have power in the name thereof, or in that of the trustees for said society or congregation, to grant and convey the said lands to any purchaser, so that it no longer retains any interest therein; and the proceeds on such disposition shall be invested in public securities, municipal debentures, or other approved securities, not including mortgages, for the use of the said society or congregation; and such lands, tenements, or interests therein, or such thereof as have not, within the said period, been so disposed of, shall revert to the person from whom the same were acquired, his heirs, executors, administrators or assigns. 36 V. c. 135, s. 20.

XV.—Religious Institutions Act, 1878.

An Act to extend the Religious Institutions Act to the Church of England in Ontario.

[41 Vic. cap. 25, Ont.; assented to 7th March, 1878.]

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

The provisions of chapter 216 of the Revised Statutes extended to the Church of England.

1. All the rights, powers, and privileges, conferred upon any religious society or congregation of Christians by the

Revised Statute respecting the property of religious institutions, are hereby declared to extend and apply to The Church of England in this Province, formerly or otherwise called The United Church of England and Ireland in Canada, or The United Church of England and Ireland in Upper Canada, or The Church of England in Upper Canada.

How land may be sold or encumbered, consent requisite.

2. Provided always, that land shall not be sold, mortgaged, leased, or otherwise encumbered, under the powers conferred by the said Act, as extended or declared by this Act, except with the consent of the vestry of the church or congregation interested therein, and of the Bishop of the Diocese, and the Executive Committee of the Synod of the Diocese; and it is hereby declared, that the consent or assent of the vestry, given in accordance with the rules and canons of the said Church, shall be deemed to be the consent or assent of the congregation within the meaning of the said Act, and the execution of the deed by the Bishop, and by the Secretary or Secretaries of the Synod, or a memorandum of consent endorsed thereon and signed by them, shall, in favor of the grantee and his assigns, be conclusive evidence of the consent or assent of the Bishop and Executive Committee.

XVI.—Registration of Births, Marriages and Deaths.

An Act respecting the Registration of Births, Marriages and Deaths.

[Rev. Stat. Ontario, cap. 36.]

(Such portions only of this Act are given as affect the Clergy.)

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Registration Divisions and Division Registrars.

3. For the purposes of this Act, each City, Town, incorporated Village, Township or Union of Townships, shall be a Registration Division; and the Clerks of such Municipalities shall be Division Registrars; * * * 39 V. c. 2, s. 2; 40 V. c. 7, *Sched. A.* (23.)

Clergymen, &c., to keep a registry of baptisms, marriages and deaths.

7. Every clergyman, teacher, minister or other person authorized by law to baptize, marry or perform the funeral

service in Ontario, shall keep a registry showing the persons whom he has baptized or married, or who have died within his cure and belonging to his congregation. C. S. C. c. 33, s. 32.

Particulars as to marriage to be furnished—Registrar to furnish forms.

11. Every clergyman, minister or other person authorized by law to celebrate marriages, shall be required to report each and every marriage he celebrates to the Registrar of the Division within which such marriage is celebrated, within ninety days from the date of such marriage, with the particulars required by Schedule B, appended to this Act, and in order the better to enable the said clergyman, minister or other person to make such report as aforesaid, he shall be furnished by the Division Registrar of the Division in which he resides with blank forms containing the particulars required by the said Schedule B. 39 V. c. 2, s. 13.

Certificate of registry of death.

13. Every Division Registrar shall, immediately upon registering any death, or as soon thereafter as he is required so to do, without fee or reward, deliver to any person requiring the same for the purpose of burial, a certificate according to form of Schedule D appended to this Act, that the particulars of such death have been duly registered. 39 V. c. 2, s. 7.

Minister, &c., on burying to make return of death, except on receipt of certificate from Registrar.

14. Every minister or other person who buries or performs any funeral or religious service for the burial of any dead body, unless he has received a certificate under the hand of the Registrar of the Division in which the death took place, according to the Schedule D to this Act annexed, that the particulars of such death have been duly registered, shall make a return of such death according to Schedule C to this Act annexed, to the Registrar of the Division in which the death took place, within seven days after such burial. 39 V. c. 2, s. 8.

Search of, and extracts from records—Evidence—Fees.

19. All persons shall be entitled, at all reasonable hours, to search these records, and to require and receive extracts duly certified by the Registrar-General or Inspector; which extracts shall be evidence of the entry certified, and *prima facie* evidence in any Court of Law or Equity in this Province, of the facts therein stated; and for every such certificate, the person so requiring the same shall pay a fee of fifty cents. 39 V. c. 2, s. 18.

Penalty for false statements.

23. Any person who knowingly or wilfully makes or causes to be made any false statement touching any of the particulars required to be reported and entered under this Act, shall, upon conviction thereof before any Justice of the Peace, forfeit the sum of forty dollars. 39 V. c. 2, s. 19.

Penalty for neglect to report.

24. If any householder, head of a family, clergyman, physician, or other person or persons required by this Act to report births, marriages and deaths refuses or wilfully neglects to do so within the time named, such person shall, for each and every offence, forfeit and pay a sum not less than one dollar, nor more than twenty dollars and costs, in the discretion of the presiding Justice before whom the case is heard; and it shall be the duty of the Division Registrar to prosecute all such persons so neglecting or refusing to make the required reports: but if the return required by this Act to be made by more than one person is made by any one of such persons, the other of such persons shall not be liable to any penalty in respect of his default. 39 V. c. 2, s. 22.

XVII.—Solemnization of Marriages.*An Act respecting the Solemnization of Marriages.*

[Rev. Stat. Ontario, cap. 124.]

(Such portions only of this Act are given as affect the Clergy.)

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Minister of any denomination may solemnize marriage.

1. The ministers and clergymen of every church and religious denomination duly ordained or appointed according to the rights and ceremonies of the churches or denominations to which they respectively belong, and resident in Ontario, may, by virtue of such ordination or appointment, and according to the rights and usages of such churches or denominations respectively, solemnize the ceremony of marriage between any two persons not under a legal disqualification to contract such marriage. C. S. U. C. c. 72, s. 1.

No Minister to solemnize marriage unless authorized by licence or certificate or after publication of banns.

2. No minister or clergyman shall celebrate the ceremony

of marriage between any two persons, unless duly authorized so to do by licence under the hand and seal of the Lieutenant-Governor, or his Deputy duly authorized in that behalf, or by a certificate under this Act, or unless the intention of the two persons to intermarry has been proclaimed once, openly, and in an audible voice, either in the church, chapel or meeting-house in which one of the parties has been in the habit of attending worship, or in some church, chapel, meeting-house, or place of public worship of the congregation or religious community with which the minister or clergyman who performs the ceremony is connected, in the local municipality, parish, circuit or pastoral charge, where one of the parties has, for the space of fifteen days immediately preceding, had his or her usual place of abode; such proclamation to be on a Sunday, immediately before the service begins, or immediately after it ends, or at some intermediate part of the service. C. S. U. C. c. 72, s. 2: 37 V. c. 6, ss. 2 & 4, *last part*. See *Rev. Stat.* c. 13, s. 2.

No valid objection that it was not in a church or chapel, &c.

15. It shall not be a valid objection to the legality of a marriage that the same was not solemnized in a consecrated church or chapel, or within any particular hours. C. S. U. C. c. 72, s. 3.

Ministers marrying must give certificate if required—Fee for certificate.

16. Every clergyman or minister, who celebrates a marriage, shall, if required at the time of the marriage by either of the parties thereto, give a certificate of the marriage under his hand, specifying the names of the persons married, the time of the marriage, and the names of two or more persons who witnessed it, and specifying also whether the marriage was solemnized pursuant to licence or certificate under this Act, or after publication of banns; and the clergyman or minister may demand twenty-five cents for the certificate given by him from the person requiring it. C. S. U. C. c. 72, s. 4.

Ministers to enter marriages in a book, &c.—Form of record—Rev. Stat. c. 36.

17. Every clergyman or minister shall, immediately after he has solemnized a marriage, enter in a book, to be kept by him for the purpose, a true record of the marriage; which record shall specify all the particulars given in Schedule B to *The Act respecting the Registration of Births, Marriages and Deaths*. C. S. U. C. c. 72, ss. 5, 6.

Clerks of the Peace to furnish books and printed forms at the expense of the County.

18. The Clerk of the Peace of every County shall, at the expense of the County, from time to time on demand, furnish all clergymen or ministers with the books to be kept; and such books shall have columns and headings printed on every page according to the form of said Schedule B; and the books shall be of such size and form as to admit of the necessary entries being conveniently made therein. C. S. U. C. c. 72, s. 13.

Said books, &c., to be property of the church to which clergyman belongs.

19. The book by whomsoever furnished shall be the property of the church or denomination to which the clergyman or minister, clerk or secretary belongs at the time of the first marriage which he records therein. C. S. U. C. c. 72, s. 14.

Licence to protect minister from damages where he is unaware of the impediment.

21. No minister who performs any marriage ceremony after banns published, or after a licence or a certificate under this Act issued, shall be subject to any action or liability for damages, or otherwise by reason of there having been any legal impediment to the marriage, unless, at the time when he performed the ceremony, he was aware of the impediment. 37 V. c. 6, s. 10.

LIST OF STATUTES

OF WHICH THE TITLES ONLY ARE GIVEN.

Class A—Diocesan Statutes (20).

- Relating to St. Paul's Church, London Rectory (3).
 " " St. Paul's Church, Woodstock Rectory (2).
 " " St. Mary's Church, Warwick Rectory (2).
 " " Trinity Church, Simcoe (2).
 " " The Cathedral of the Holy Trinity, London.
 " " Grace Church, Brantford.
 " " All Saints Church, Mt. Pleasant.
 " " Trinity Church, Galt.
 " " St. George's Church, Goderich.
 " " Huron College, London (2).
 " " Hellmuth College, London (2).
 " " The Western University, London.
 " " The Hellmuth Ladies College, London.

Class B—General Statutes (16).

- The Imperial Act, 31 Geo. 3, cap. 31, known as The Constitutional Act.
 The Act 32, Geo. 3, cap. i, introducing the English Law as the rule of decision.
 The Act respecting Clergy Reserves.
 The Imperial Act known as the British North American Act.
 An Act to regulate the means of egress from public buildings.
 Acts relating to Cemeteries and Burial Places (2).
 " " The Provincial Synod (2).
 " " The Diocese of Toronto (4).
 " " The Diocese of Ontario (2).
 " " The Diocese of Niagara (1).

CLASS A—DIOCESAN STATUTES.

Relating to St. Paul's Church, London Rectory.

- (1.) 11 Vict. cap. 18, 1848. Upper Canada.

An Act to authorize the Rector and Churchwardens of St. Paul's Church, London, to sell a part of the Glebe on certain conditions.

Sec. 1. Rector, etc., of St. Paul's Church authorized to sell Lot 13, Con. C, in Township of London, or parts thereof.

Sec. 2. They may apply proceeds of the sale to the completion of the Church, etc.—Proviso: purchaser not bound to see to the application of purchase money.

- (2.) 24 Vict. cap. 132, 1861. Canada.

An Act to authorize the Incumbent and Churchwardens of the Church of St. Paul, at London, to sell, lease or mortgage a portion of that block of land on which the said Church stands.

Sec. 1. Incumbent and Churchwardens may sell or lease part of the said lot.

Sec. 2. Execution of deed.

Sec. 3. Application of money arising therefrom. Proviso.

Sec. 4. Purchaser, etc., not to be bound to see to application.

Sec. 5. Act not to affect certain rights.

- (3.) 27 Vict. cap. 40, 1863. Canada.

An Act to legalize and perfect a certain Exchange of Lands agreed upon between the Rector and Churchwardens of St. Paul's Church, London, and the Corporation of the City of London.

Sec. 1. A certain piece of ground vested in the Rector as part of the block on which St. Paul's Church stands.

Sec. 2. A certain other piece transferred to the Corporation of London in compensation.

Relating to St. Paul's Church, Woodstock Rectory.

- (1.) 23 Vict. cap. 147, 1860. Canada.

An Act to enable the Rector and Churchwardens of the Church of St. Paul, at Woodstock, to sell certain lands belonging to the said Church.

Sec. 1. Lot vested in Churchwardens of St. Paul's Church, Woodstock.

Sec. 2. Churchwardens with consent of Rector may sell the lot. Investment and application of income to Church purposes.

Sec. 3. Churchwardens to confirm former sales and leases on application of lessees or vendees. Lessees not wishing confirmation may have leases cancelled.

- (2.) 39 Viet. cap. 112, 1875-6. Ontario.

An Act respecting certain lands belonging to St. Paul's Church, in the Town of Woodstock.

Sec. 1. Power to Churchwardens to purchase a new site for a Church, etc.

Sec. 2. And apply certain moneys therefor

Sec. 3. Power to mortgage, etc

Relating to St. Mary's Church, Warwick Rectory.

- (1.) 19-20 Viet. cap. 129, 1856. Canada.

An Act to cancel part of the Letters Patent for the endowment of a Rectory in the Township of Warwick.

Sec. 1. Patent for the said Lot 25, 1 Con., S. E. R., cancelled, and a new Patent may issue.

- (2.) 40 Viet. cap. 56, 1877. Ontario.

An Act to authorize the Synod of the Diocese of Huron to sell certain lands in the Township of Warwick.

Sec. 1. Synod of Huron may sell part of Lot 15, Con. 1, in Warwick

Sec. 2. Proceeds of sale to be invested.

Sec. 3. Parsonage house may be built.

Relating to Trinity Church, Simcoe.

- (1.) 8 Viet. cap. 19, 1845. Canada

An Act to enable the Trustees holding a certain Lot in the Town of Simcoe for the use of a Church to sell and convey the same or any portion thereof, and to appropriate the proceeds to a like use.

Recital of Letters Patent dated November 25, 1844.—Recital of Petitions, etc.—The Trustees or the majority of them may Lease or sell the lot of land mentioned in the said Letters Patent with the assent of the Bishop, Rector and Churchwardens—Proviso; the proceeds to be applied for purchasing land and for building a Church in the said Town of Simcoe in trust for the purposes mentioned in the said Letters Patent—Proviso; that the Church may be built upon that or any other portion of land.

- (2.) 29 Viet. cap. 101, 1865. Canada.

An Act to enable the Incumbent of Trinity Church, in the Town of Simcoe, to sell and convey a certain parcel of land therein mentioned.

Sec. 1. Power to sell a certain tract of land in the Township of Woodhouse,

Sec. 2. Proceeds to be invested in the purchase of a Parsonage house, etc.

Sec. 3. Property to be vested in the Incumbent and Churchwardens.

Sec. 4. Purchaser not bound to see to application, etc.

Relating to the Cathedral of the Holy Trinity, London.

37 Vict. cap. 91, 1874. Ontario.

An Act to incorporate the Cathedral of the Holy Trinity, of London.

Relating to Grace Church, Brantford.

25 Vict. cap. 87, 1862. Canada.

An Act to authorize the mortgaging of certain property belonging to the Church of England in the Town of Brantford.

Sec. 1. The Church authorities may raise money on the Church - Amount limited.

Sec. 2. To what purpose the money shall be applied.

Relating to All Saints Church, Mount Pleasant.

34 Vict. cap. 81, 1870-71. Ontario.

An Act to enable the Church Society of the Diocese of Huron to sell or exchange certain Church Land in the Township of Brantford, in the County of Brant.

Sec. 1. Power to Church Society to sell certain lands.

Sec. 2. Application of the proceeds of the sale.

Relating to Trinity Church, Galt.

33 Vict. cap. 56, 1869. Ontario.

An Act to confirm and legalize a sale and conveyance by The Church Society of the Diocese of Huron of certain premises in the Town of Galt, to the Rev. Michael Boomer, D. D.

Sec. 1. Conveyance by Church Society to Rev. M. Boomer confirmed.

Relating to St. George's Church, Goderich.

33 Vict. cap. 57, 1869. Ontario.

An Act to authorize the Church Society of the Diocese of Huron to sell certain Church land in the Township of Goderich.

Sec. 1. Power to sell certain land in Goderich—Purchasers not to be liable for application of purchase money.

Relating to Huron College.

- (1.) 26. Vict. cap. 31, 1863. Canada.

An Act to incorporate "Huron College."

Sec. 1. Corporation established—Members—Vacancies how filled—Proviso.

Sec. 2. General corporate powers—Making by-laws—Holding property—Proviso as to real estate—further proviso as to sale of any excess of real estate—Proviso: investment of proceeds of property sold.

Sec. 3. Application of property and revenues.

Sec. 4. Returns to Government.

- (2.) 32 Vict. cap. 52, 1868-9. Ontario.

An Act to amend the Act Twenty-six Victoria, chapter thirty-one, entitled "An Act to Incorporate Huron College."

Sec. 1. 26 Vict. cap. 31 amended.

Sec. 2. Secs. 17 and 20 of Constitution amended.

Sec. 3. Sec. 24 of Constitution amended.

Sec. 4. Sec. 28 of Constitution amended.

Relating to Hellmuth College.

- (1.) 29 Vict. cap. 96, 1865. Canada.

An Act to Incorporate "The London Collegiate Institute."

- (2.) 31 Vict. cap. 58, 1868. Ontario.

An Act respecting The London Collegiate Institute and to change its name to "Hellmuth College."

Relating to "The Western University."

- 41 Vict. cap. 70, 1878. Ontario.

An Act to incorporate The Western University of London, Ontario.

Relating to the Hellmuth Ladies College.

- 32 Vict. cap. 75, 1868-9. Ontario.

An Act to Incorporate the Hellmuth Ladies College.

CLASS B--GENERAL STATUTES.

31 Geo. 3 cap. 31, 1791. Imperial.
Known as the Constitutional Act.
Secs. 36, 38, 39, 40.

32 Geo. 3 cap. 1, 1792. Canada.
Sec. 6. The Act introducing the English Law as the rule of decision in all matters of controversy relating to property and civil rights.

Con. Stat. Canada cap. 25.
An Act respecting the Clergy Reserves.

30-31 Vict. cap. 3. Imperial.
Known as "The British North American Act, 1867."
Sec. 92. Conferring upon the Provincial Legislature exclusive power of making laws as to "The Solemnization of Marriage in the Province," and as to "Property and Civil Rights in the Province."

Rev. Stat. Ont. cap. 192.
An Act to regulate the means of egress from public buildings.
Sec. 1. Doors of Churches, etc., to be hung so as to open outwards.
Secs. 2 and 3. Congregations incorporated and trustees holding for congregations under Rev. Stat. cap. 216 and Rectors, etc., holding under 3 Vic. cap. 74, liable to fine for neglecting provisions of this Act.

Relating to Cemeteries and Burial Places.

- (1) Rev. Stat. Ont. cap. 170.
An Act respecting Cemetery Companies.
- (2) Rev. Stat. Ont. cap. 171.
An Act respecting conveyances to Trustees for Burial Places.

Relating to the Provincial Synod.

- (1.) 33 Vict. cap. 57, 1870. Canada.

An Act to extend the operation of the Act of the Legislature of the late Province of Canada, 19 and 20 Vict. cap. 141, concerning the Synod of the Church of England in Canada to the Province of Nova Scotia.

- (2.) 34 Vict. cap. 58, 1871. Canada.

An Act to extend to the Province of New Brunswick the operation of the Act of the Legislature of the late Province of Canada concerning the Synod of the Church of England in Canada.

Relating to the Diocese of Toronto.

- (1.) 28 Vict. cap. 54, 1865. Canada.

An Act to amend the Act of Incorporation of the Church Society of the Diocese of Toronto.

- (2.) 32 Vict. cap. 51, 1868-9. Ont.

An Act to incorporate the Synod of the Diocese of Toronto and to unite the Church Society of the Diocese of Toronto therewith.

- (3.) 34 Vict. cap. 79, 1870-71. Ont.

An Act to confer upon the Bishops and Incumbents of the Diocese of Toronto similar powers to those held by the Bishop and Incumbents of the Diocese of Ontario.

- (4.) 41 Vict. cap. 69, 1878. Ont.

An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Toronto.

Relating to the Diocese of Ontario.

- (1.) 25 Vict. cap. 86, 1862. Canada.

An Act incorporating the Synod of the Diocese of Ontario.

- (2.) 39 Vict. cap. 109, 1875-6. Ont.

An Act to amend the Synod and Rectory Sales Acts affecting the Diocese of Ontario.

Relating to the Diocese of Niagara.

- 39 Vict. cap. 107, 1875-6. Ont.

An Act to incorporate the Synod of the Diocese of Niagara.

ERRATA AND OMISSIONS.

- Page 23 16th line from top for "extenral" read "external."
- " 65 5th " bottom after "Archdeacons" erase "Com."
- " " 4th " " for "Comission" read "Commission."
- " " 2nd " " for "ecial" read "special."
- " " last line for "Spllect" read "Collect."
- " 80 opposite name of Rev. J. Hurst place asterick.
- " 81 13th line from bottom for "Archeacon" read "Arch-
deacon."
- " 82 14th " " before "London" read "City of."
- " 92 8th " top for "Consitution" read "Constitution."
- " 111 23rd " " for "Missionory" read "Missionary."
- " 115 9th " bottom for "Thy Spirit" read "thy spirit."
- " 118 7th " " for "licenced" read "licensed."
- " 119 10th " " for "mysell" read "myself."
- " 122 3rd " " for "1803" read "1603."
- " " last line between "Lord" and "1563" insert "God."
- " 123 14th line from top for "pvoviso" read "proviso."
- " 132 5th " " for "License" read "Licence."
- " 143 9th " bottom for "licenced" read "licensed."
- " 147 15th " " for "Profescion" read "Profession."
- " 157 2nd " " *in some copies* after "not" read "ex."
- " " bottom line *in some copies* after "estate" read "but."

[The two following Statutes were passed at the Session of the Ontario Legislature held in March, 1879, after the foregoing Statutes were printed.]

XVIII.—Religious Institutions Act, 1879.

An Act respecting the application of the Religious Institutions Act to the Church of England.

[42 Vic., cap. 37, Ont.; assented to March 11th, 1879.]

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

41 V. c. 35 Amended.

1. The Act passed in the forty-first year of Her Majesty's reign, intituled "An Act to extend the Religious Institutions Act to the Church of England," is hereby amended by adding as sub-sections two and three to section one of the said Act the following:

Parson, Incumbent and Churchwardens to be Trustees within the meaning of Act.

2. The parson or other incumbent of the Church for the time being and the churchwardens thereof, shall, for the purpose of this Act and of the said Revised Statute, be deemed and taken to be trustees within the meaning of the said Revised Statute, by whom the like rights and powers as trustees under the said Statute may be exercised, subject however to the provisions contained in the second section of the said Act hereby amended.

Bishop, etc., to be Trustees under 3 V. c. 74 s. 16.

3. In cases within the sixteenth section of the Act passed in the third year of Her Majesty's reign, chapter seventy-four and intituled "An Act to make provisions for the management of the Temporalities of the United Church of England and Ireland in this Province, &c.," the Bishop, or Parson, Rector or Incumbent, or any successor or other person in whom the legal title or estate is vested, by, from or under any of them, shall also be deemed and taken to be a trustee, by whom the like rights and powers of trustees, under the said Revised Statute respecting Religious Institutions, may be exercised equally, as in the case of such trustees, subject, however, to the provisions contained in the second section of the said Act hereby amended,

XIX.—Registration of Deaths.

An Act respecting the Registration of Deaths.

42 Vic., cap. 12, Ont.; assented to March 11th, 1879.

Her Majesty, by and with the advice and consent of the Legislative Assembly of the Province of Ontario, enacts as follows:—

Return to be made by Minister, etc., officiating at funeral, unless he has received Certificate of Registrar of Deaths.

1. Notwithstanding anything contained in section fourteen of the Act respecting the Registration of Births, Marriages and Deaths, being chapter thirty-six of the Revised Statutes, where any minister or other person has occasion to bury, or perform any funeral or religious service for the burial of any dead body, without having received the certificate of the Registrar of the Division in which the death took place that the particulars of such death have been duly registered, it shall be sufficient for such minister or other person (in lieu of the return by the said section required) to give to the registrar, within seven days after the burial, a written notice under the hand of such minister or other person, stating, according to his knowledge, information and belief, the name and residence of the deceased, and the date and place at which the burial took place, or at which the service was performed, either without or with any of the other particulars mentioned in schedule C to the said Act.

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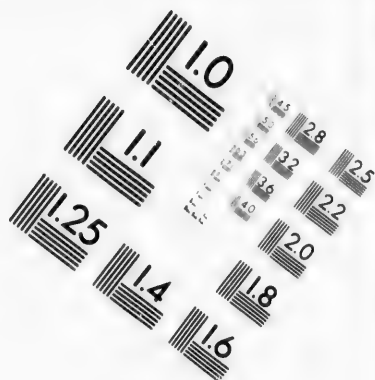
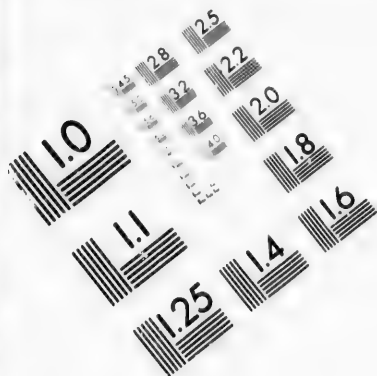
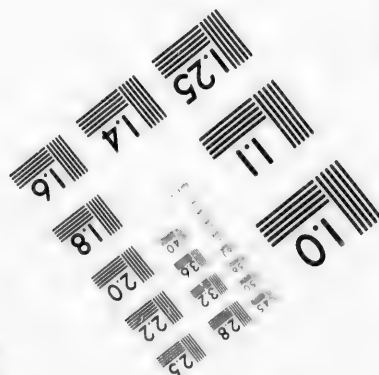
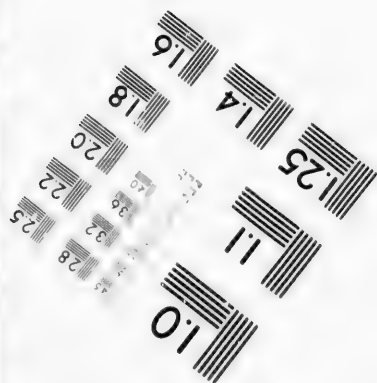
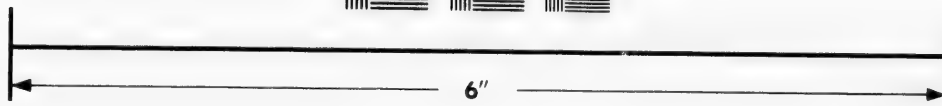
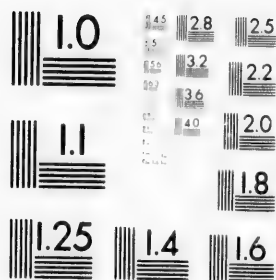


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